

Historic, archived document

Do not assume content reflects current scientific knowledge, policies, or practices.

LEGISLATIVE HISTORY

Public Law 86-624

H. R. 11602

TABLE OF CONTENTS

Index and summary of H. R. 11602	1
Digest of Public Law 86-624	2

INDEX AND SUMMARY OF H. R. 11602

Feb. 17, 1960	Sen. Murray and others introduced and discussed S. 3054 which was referred to the Senate Interior and Insular Affairs Committee. Print of bill and remarks of author.
Apr. 6, 1960	Rep. Inouye introduced H. R. 11602 which was referred to the House Interior and Insular Affairs Committee. Print of bill.
May 2, 1960	House committee reported H. R. 11602 without amendment. H. Report No. 1564. Print of bill and report.
May 16, 1960	House passed H. R. 11602 without amendment.
May 17, 1960	H. R. 11602 was referred to the Senate Interior and Insular Affairs Committee. Print of bill as referred.
June 21, 1960	Senate committee voted to report (but did not actually report) S. 3054.
June 24, 1960	Senate committee reported H. R. 11602 with amendments. S. Report No. 1681. Print of bill and report.
June 28, 1960	Senate passed H. R. 11602 as reported.
June 29, 1960	House concurred in Senate amendments to H. R. 11602.
June 30, 1960	House agreed to H. Con. Res. 706 to authorize corrections in the enrolled bill, H. R. 11602.
July 1, 1960	Senate agreed to L. Con. Res. 706.
July 12, 1960	Approved: Public Law 86-624.

DIGEST OF PUBLIC LAW 86-624

HAWAII OMNIBUS ACT. Amends various laws in light of the admission of Hawaii as a State.

Amends the Soil Bank Act so as to include Hawaii and Alaska in the Conservation Reserve Program on the same basis as the other States. This amendment removes the existing authority of the Secretary of Agriculture to extend the Conservation Reserve Program to Hawaii and Alaska only if he determines it is in the national interest to do so.

Amends the Soil Conservation and Domestic Allotment Act so as to require the Department to establish in Hawaii the same elective county agricultural stabilization committee system in effect in the other States. In the Territory of Hawaii, county committees were appointed rather than elected.

Extends the provisions of the Smith-Hughes vocational education law and the Morrill Act (aid to land-grant colleges) to Hawaii.

Amends the act of February 15, 1927, which regulates the importation of milk and cream into the continental United States, so as to include Hawaii.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 17 (legislative day, FEBRUARY 15), 1960

Mr. MURRAY (for himself, Mr. ALLOTT, Mr. CARROLL, Mr. CHURCH, Mr. FONG, Mr. GOLDWATER, Mr. GRUENING, Mr. KUCHEL, Mr. LONG of Hawaii, Mr. MARTIN, and Mr. MOSS) introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

A BILL

To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Hawaii Omnibus Act".

4 PRINTING OUTSIDE UNITED STATES

5 SEC. 2. Subsection (a) of section 2 of the Act of August
6 1, 1956 (70 Stat. 890), is amended by striking out the
7 words "the continental United States" and inserting in lieu
8 thereof the words "the States of the United States and the
9 District of Columbia".

SUGAR ACT

2 SEC. 3. Section 101 (j) , 203, 205 (a) , 209 (a) , 209 (c) ,
3 and 307 of the Sugar Act of 1948, as amended, are each
4 amended by striking out the words “the Territory of” in
5 each place where they appear therein.

SOIL BANK ACT

7 SEC. 4. Section 113 of the Soil Bank Act, as amended,
8 is amended to read as follows: "This subtitle B shall apply
9 to the several States and, if the Secretary determines it to be
10 in the national interest, to the Commonwealth of Puerto
11 Rico and the Virgin Islands; and as used in this subtitle B,
12 the term 'State' includes Puerto Rico and the Virgin
13 Islands."

ARMED FORCES

SEC. 5. (a) Title 10, United States Code, section 101
(2), is amended by striking out the words “Hawaii or”.

(b) Title 10, United States Code, sections 802(11) and 802(12), are each amended by striking out the words “the main group of the Hawaiian Islands,”.

(c) Title 10, United States Code, section 2662 (c) is amended by striking out the word “, Hawaii,”.

(d) Title 10, United States Code, is amended by striking out clause (6) of section 4744; by renumbering clauses (7) through (9) as clauses (6) through (8); by amending

1 redesignated clause (8) to read as follows: "The families
2 of persons described in clauses (1), (2), (4), (5), and
3 (7)."; and by striking out the words "clause (8) or (9)"
4 in the last sentence of such section and inserting in lieu
5 thereof the words "clause (7) or (8)".

6 HOME LOAN BANK BOARD

7 SEC. 6. (a) Paragraph (3) of section 2 of the Federal
8 Home Loan Bank Act, as amended, is further amended by
9 striking out the words "the Virgin Islands of the United
10 States, and the Territory of Hawaii" and by inserting in
11 lieu thereof the words "and the Virgin Islands of the United
12 States".

13 (b) Section 7 of the Home Owners' Loan Act of 1933,
14 as amended, is further amended by striking out the words
15 "Territory of Hawaii" and inserting in lieu thereof the
16 words "State of Hawaii".

17 NATIONAL HOUSING ACT

18 SEC. 7. The National Housing Act is amended by strik-
19 ing out the word "Hawaii," in sections 9, 201 (d), 207
20 (a) (7), 601 (d), 713 (q), and 801 (g).

21 SECURITIES AND EXCHANGE COMMISSION

22 SEC. 8. (a) Paragraph (6) of section 2 of the Securi-
23 ties Act of 1933, as amended, is further amended by strik-
24 ing out the word "Hawaii,".

1 (b) Paragraph (16) of section 3 (a) of the Securities
2 Exchange Act of 1934, as amended, is further amended by
3 striking out the word "Hawaii,".

4 (c) Paragraph (37) of section 2 (a) and paragraph
5 (1) of section 6 (a) of the Investment Company Act of
6 1940, as amended, are each amended by striking out the
7 word "Hawaii,".

8 (d) Paragraph (18) of section 202 (a) of the Invest-
9 ment Advisers Act of 1940, as amended, is further amended
10 by striking out the word "Hawaii,".

11 SMALL BUSINESS INVESTMENT ACT

12 SEC. 9. Paragraph (4) of section 103 of the Small
13 Business Investment Act of 1958 is amended by striking
14 out the words "the Territories of Alaska and Hawaii,".

15 SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

16 SEC. 10. (a) Section 8 (b) of the Soil Conservation and
17 Domestic Allotment Act, as amended, is further amended by
18 striking out the words "in the continental United States,
19 except in Alaska," and inserting in lieu thereof the words
20 "in the States of the Union, except Alaska,".

21 (b) Section 17 (a) of the Soil Conservation and Domes-
22 tic Allotment Act, as amended, is further amended to read
23 as follows: "This Act shall apply to the States, the Com-
24 monwealth of Puerto Rico, and the Virgin Islands, and, as

1 used in this Act, the term 'State' includes Puerto Rico and
2 the Virgin Islands."

3 WATER STORAGE AND UTILIZATION

4 SEC. 11. Section 1 of the Act of August 28, 1937 (50
5 Stat. 869), as amended, is further amended by striking out
6 the words "the United States, including the Territories of
7 Alaska and Hawaii, and Puerto Rico and the Virgin
8 Islands" and inserting in lieu thereof the words "the States
9 of the United States and in Puerto Rico and the Virgin
10 Islands".

11 WILDLIFE RESTORATION

12 SEC. 12. Section 2 of the Act of September 2, 1937
13 (50 Stat. 917), as amended, is further amended by strik-
14 ing out the words " ; and the term 'State' shall be construed
15 to mean and include the several States and the Territory of
16 Hawaii".

17 FISHERY RESOURCES

18 SEC. 13. The Act of August 4, 1947 (61 Stat. 726),
19 is amended—

20 (a) by striking out the words "the Territories
21 and island possessions of the United States" and insert-
22 ing in lieu thereof the words "the United States and
23 its island possessions" in sections 1 and 2;

1 (b) by striking out the words "Territory of Hawaii
2 and" in section 1;

3 (c) by striking out the word "Territorial" and in-
4 serting in lieu thereof the word "State" in section 3;
5 and

6 (d) by striking out the words "Hawaiian Islands"
7 and "Territory of Hawaii" and inserting in lieu thereof,
8 in both cases, the words "State of Hawaii" in section 4.

9 FISH RESTORATION

10 SEC. 14. Section 2 (d) of the Act of August 9, 1950
11 (64 Stat. 431), as amended, is further amended by striking
12 out the words "; and the term 'State' shall be construed to
13 mean and include the several States and the Territory of
14 Hawaii".

15 CRIMINAL CODE

16 SEC. 15. (a) Title 18, United States Code, section
17 1401, is amended by striking out the words "the Territory of
18 Alaska, the Territory of Hawaii,".

19 (b) Title 18, United States Code, section 5024, is
20 amended by striking out the words preceding the first comma
21 and inserting in lieu thereof the words "This chapter shall
22 apply in the States of the United States".

23 (c) Section 6 of Public Law 85-752, as amended, is
24 further amended by striking out the words preceding the first
25 comma and inserting in lieu thereof the words "Sections 3

1 and 4 of this Act shall apply in the States of the United
2 States”.

3 (d) Notwithstanding subsections (b) and (c) of this
4 section, sections 4208 and 4209 and chapter 402 of title 18,
5 United States Code, shall not apply in Alaska until July 7,
6 1961, or until the effective date of the Executive order
7 referred to in section 18 of the Act of July 7, 1958 (72
8 Stat. 339, 350), providing for the admission of the State
9 of Alaska into the Union, whichever occurs first.

10 EDUCATION

11 National Defense Education Act

12 SEC. 16. (a) (1) Subsection (a) of section 103 of the
13 National Defense Education Act of 1958, relating to defini-
14 tion of State, is amended by striking out “Hawaii,” each
15 time it appears therein.

16 (2) (A) Paragraph (2), and subparagraph (C) of
17 paragraph (3), of subsection (a) of section 302 of such
18 Act, relating to allotments for science, mathematics, and
19 foreign language instruction equipment, are each amended
20 by striking out “continental United States” each time it
21 appears therein and inserting in lieu thereof “United States”.

22 (B) Effective in the case of promulgations of allotment
23 ratios made, under section 302 of such Act, after enactment
24 of this Act and before satisfactory data are available from the
25 Department of Commerce for a full year on the per capita

1 income of Alaska, subparagraph (B) of such paragraph
2 (3) is amended to read:

3 “(B) The term ‘United States’ means the continental
4 United States (excluding Alaska) and Hawaii.”

5 (C) Effective in the case of promulgations of allotment
6 ratios made under such section 302 after such data for a
7 full year are available from the Department of Commerce,
8 subparagraph (B) of such paragraph (3) is amended to
9 read:

10 “(B) The term ‘United States’ means the fifty States
11 and the District of Columbia.”

12 Promulgations of allotment ratios made under such sec-
13 tion 302 after such data for a full year are available from
14 the Department of Commerce, but before such data are
15 available therefrom for a full three-year period, shall be based
16 on such data for such one full year or, when such data are
17 available for a two-year period, for such two years.

18 (3) Section 1008 of such Act, relating to allotments
19 to territories, is amended by striking out “Hawaii,”.

20 Vocational Education

21 (b) (1) Section 4 of the Act of March 10, 1924 (43
22 Stat. 18), extending the benefits of the Smith-Hughes
23 vocational education law to Hawaii, is repealed.

24 (2) The last sentence of section 2 of the Act of Febru-
25 ary 23, 1917 (39 Stat. 930), relating to allotments for
26 salaries of teachers of agricultural subjects, is amended by

1 striking out “\$27,000” and inserting in lieu thereof “\$28,-
2 500”. The last sentence of section 4 of such Act, as
3 amended, relating to allotments for teacher-training, is
4 amended by striking out “\$98,500” and inserting in lieu
5 thereof “\$105,200”.

6 (3) Paragraph (1) of section 2 of the Vocational
7 Education Act of 1946, relating to definition of States and
8 Territories, is amended by striking out “the Territory of
9 Hawaii,”.

10 (4) Subsection (e) of section 210 and subsection (a)
11 of section 307 of such Act, relating to definition of State, are
12 each amended by striking out “Hawaii,”.

13 School Construction Assistance in Federally Affected
14 Areas

15 (c) Paragraph (13) of section 15 of the Act of Sep-
16 tember 23, 1950 (64 Stat. 967), as amended, relating to
17 definition of State, is amended by striking out “Hawaii,”.

18 School Operation Assistance in Federally Affected
19 Areas

20 (d) (1) The material in the parentheses in the first sen-
21 tence of subsection (d) of section 3 of the Act of September
22 30, 1950, as amended, relating to determination of local
23 contribution rate, is amended to read: “(other than a local
24 educational agency in Puerto Rico, Wake Island, Guam, or
25 the Virgin Islands, or in a State in which a substantial
26 proportion of the land is in unorganized territory for which

1 a State agency is the local educational agency, or in a State
2 in which there is only one local educational agency) ”.

3 (2) The fourth sentence of such subsection is amended
4 by striking out “in the continental United States (includ-
5 ing Alaska)” and inserting in lieu thereof “(other than
6 Puerto Rico, Wake Island, Guam, or the Virgin Islands)”
7 and by striking out “continental United States” in clause
8 (ii) of such sentence and inserting in lieu thereof “United
9 States (which for purposes of this sentence and the next
10 sentence means the fifty States and the District of Co-
11 lumbia) ”. The fifth sentence of such subsection is amended
12 by striking out “continental” before “United States” each
13 time it appears therein and by striking out “(including
14 Alaska) ”.

15 (3) The last sentence of such subsection is amended by
16 striking out “Hawaii,” and by inserting after “for which a
17 State agency is the local educational agency,” the following:
18 “or in any State in which there is only one local educational
19 agency,”.

20 (4) Paragraph (8) of section 9 of such Act, relating
21 to definition of State, is amended by striking out “Hawaii,”.

22 IMPORTATION OF MILK AND CREAM

23 SEC. 17. Subsection (b) of section 9 of the Act of
24 February 15, 1927 (44 Stat. 1103), as amended, is amended
25 to read:

1 “(b) The term ‘United States’ means the fifty States
2 and the District of Columbia.”

3 OPIUM POPPY CONTROL

4 SEC. 18. Section 12 of the Opium Poppy Control Act
5 of 1942, as amended, is further amended by deleting there-
6 from the words “the Territory of Hawaii,”.

7 HIGHWAYS

8 SEC. 19. (a) The definition of the term “State” in title
9 23, United States Code, section 101(a), is amended to read
10 as follows:

11 “The term ‘State’ means any one of the fifty States, the
12 District of Columbia, or Puerto Rico.”

13 (b) Sections 103 (g) and 105 (e) of title 23, United
14 States Code, are repealed.

15 (c) Section 103 (d) of title 23, United States Code, is
16 amended to read as follows:

17 “(d) The Interstate System shall be designated within
18 the United States, including the District of Columbia, and it
19 shall not exceed forty-one thousand miles in total extent.
20 It shall be so located as to connect by routes, as direct as
21 practicable, the principal metropolitan areas, cities, and in-
22 dustrial centers, to serve the national defense and, to the
23 greatest extent possible, to connect at suitable border points
24 with routes of continental importance in the Dominion of
25 Canada and the Republic of Mexico. The routes of this sys-

1 tem, to the greatest extent possible, shall be selected by joint
2 action of the State highway departments of each State and
3 the adjoining States, subject to the approval by the Secre-
4 tary as provided in subsection (e) of this section. All high-
5 ways or routes included in the Interstate System as finally
6 approved, if not already coincident with the primary system,
7 shall be added to said system without regard to the mileage
8 limitation set forth in subsection (b) of this section. This
9 system may be located both in rural and urban areas.”

10 (d) Notwithstanding any other provision of law, for
11 the purpose of expediting the construction, reconstruction,
12 or improvement, inclusive of necessary bridges and tunnels,
13 of the Interstate System, including extensions thereof through
14 urban areas, designated in accordance with section 103 (d)
15 of title 23, United States Code, as amended by section 1
16 of this Act, the sum of \$12,375,000 shall be apportioned
17 to the State of Hawaii out of the sum authorized to be
18 appropriated for the Interstate System for the fiscal year end-
19 ing June 30, 1962, under the provisions of section 108 (b)
20 of the Federal-Aid Highway Act of 1956 (70 Stat.
21 374), as amended by section 7 (a) of the Federal-Aid
22 Highway Act of 1958 (72 Stat. 89), such apportionment
23 to be made at the same time such funds are apportioned to
24 other States. The total sum to be apportioned under sec-
25 tion 104 (b) (5) of title 23, United States Code, for the

1 fiscal year ending June 30, 1962, among the States other
 2 than Hawaii, shall be reduced by said sum apportioned to
 3 the State of Hawaii under this section. The Secretary of
 4 Commerce shall apportion funds to the State of Hawaii for
 5 the Interstate System for the fiscal year 1963 and subsequent
 6 fiscal years pursuant to the provisions of said section
 7 104 (b) (5) of title 23, United States Code, and in preparing
 8 the estimates required by that section, he shall take into ac-
 9 count the apportionment made to the State of Hawaii under
 10 this section.

11 (e) Section 127 of title 23, United States Code, is
 12 amended by adding at the end thereof the following sentence:
 13 “With respect to the State of Hawaii, laws or regulations
 14 in effect on February 1, 1960, shall be applicable for the
 15 purposes of this section in lieu of those in effect on July 1,
 16 1956.”

17 INTERNAL REVENUE

18 SEC. 20. (a) Section 4262 (c) (1) of the Internal Rev-
 19 enue Code of 1954 (relating to the definition of “continental
 20 United States” for purposes of the tax on transportation of
 21 persons) is amended to read as follows:

22 “(1) CONTINENTAL UNITED STATES.—The term
 23 ‘continental United States’ means the District of Colum-
 24 bia and the States other than Alaska and Hawaii.”

25 (b) Section 2202 of the Internal Revenue Code of 1954

1 (relating to missionaries in foreign service) is amended by
2 striking out "the State, the District of Columbia, or Hawaii"
3 and inserting in lieu thereof "the State or the District of
4 Columbia".

5 (c) Section 3121 (e) (1) of the Internal Revenue Code
6 of 1954 (relating to a special definition of "State") is
7 amended by striking out "Hawaii,".

8 (d) Sections 3306 (j) and 4233 (b) of the Internal
9 Revenue Code of 1954 (each relating to a special definition
10 of "State") are amended by striking out "Hawaii, and".

11 (e) Section 4221 (d) (4) of the Internal Revenue Code
12 of 1954 (relating to a special definition of "State or local
13 government") is amended to read as follows:

14 " (4) STATE OR LOCAL GOVERNMENT.—The term
15 'State or local government' means any State, any politi-
16 cal subdivision thereof, or the District of Columbia."

17 (f) Section 4502 (5) of the Internal Revenue Code of
18 1954 (relating to definition of "United States") is amended
19 by striking out "the Territory of Hawaii,".

20 (g) Section 4774 of the Internal Revenue Code of
21 1954 (relating to territorial extent of law) is amended by
22 striking out "the Territory of Hawaii,".

23 (h) Section 7653 (d) of the Internal Revenue Code of
24 1954 (relating to shipments from the United States) is

1 amended by striking out “, its possessions or the Territory
2 of Hawaii” and inserting in lieu thereof “or its possessions”.

3 (i) Section 7701 (a) (9) of the Internal Revenue Code
4 of 1954 (relating to definition of “United States”) is
5 amended by striking out “, the Territory of Hawaii,”.

6 (j) Section 7701 (a) (10) of the Internal Revenue
7 Code of 1954 (relating to definition of “State”) is amended
8 by striking out “the Territory of Hawaii and”.

9 (k) The amendments contained in subsections (a)
10 through (j) of this section shall be effective as of August
11 21, 1959.

12 JUDICIARY

13 SEC. 21. Title 28, United States Code, section 91, and
14 the Act of June 15, 1950 (64 Stat. 217), as amended, are
15 each amended by striking out the words “Kure Island,”.

16 VOCATIONAL REHABILITATION

17 SEC. 22. (a) Subsection (g) of section 11 of the Voca-
18 tional Rehabilitation Act, relating to definition of State, is
19 amended by striking out “Hawaii,”.

20 (b) (1) Subsections (h) and (i) of such section, re-
21 lating to definition of allotment percentages and Federal
22 shares for purposes of allotment and matching for vocational
23 rehabilitation services grants, are each amended by striking
24 out “continental United States” and inserting in lieu there-

1 of "United States" and by striking out "(including
2 Alaska)".

3 (2) Paragraph (1) of such subsection (h) is further
4 amended by striking out "the allotment percentage for
5 Hawaii shall be 50 per centum, and" in clause (B).

6 (3) Subsection (h) of such section is further amended
7 by adding at the end thereof the following new paragraphs:

8 "(3) Promulgations of allotment percentages and com-
9 putations of Federal shares made before satisfactory data
10 are available from the Department of Commerce for a full
11 year on the per capita income of Alaska shall prescribe for
12 Alaska an allotment percentage of 75 per centum and a
13 Federal share of 60 per centum and, for purposes of such
14 promulgations and computations, Alaska shall not be in-
15 cluded as part of the 'United States'. Promulgations and
16 computations made thereafter but before per capita income
17 data for Alaska for a full three-year period are available
18 from the Department of Commerce shall be based on satis-
19 factory data available therefrom for Alaska for such one
20 full year or, when such data are available for a two-year
21 period, for such two years.

22 "(4) The term 'United States' means (but only for
23 purposes of this subsection and subsection (i)) the fifty
24 States and the District of Columbia."

25 (4) Subsection (i) of such section is further amended

1 by striking out “the Federal share for Hawaii shall be 60
2 per centum, and” in clause (B).

3 LABOR

4 SEC. 23. (a) Section 3 (b) of the Act of June 6, 1933
5 (48 Stat. 114), as amended, is further amended by striking
6 out the words “Alaska, Hawaii, Puerto Rico,” and inserting
7 in lieu thereof the words “Puerto Rico”.

8 (b) Section 13 (f) of the Fair Labor Standards Act, as
9 amended, is further amended by striking out the words
10 “Alaska; Hawaii;”.

11 (c) Section 17 of the Fair Labor Standards Act, as
12 amended, is further amended by striking out the words “the
13 District Court for the Territory of Alaska,”.

14 (d) Section 3 (a) of the Welfare and Pension Plans
15 Disclosure Act is amended by striking out the word
16 “Hawaii,”.

17 NATIONAL GUARD

18 SEC. 24. Title 32, United States Code, section 101 (1),
19 is amended by striking out the words “Hawaii or”.

20 WATER POLLUTION CONTROL ACT

21 SEC. 25. (a) (1) Subsection (h) of section 5 of the
22 Federal Water Pollution Control Act, relating to Federal
23 share for purposes of program operation grants, is amended
24 by striking out “continental United States” and inserting
25 in lieu thereof “United States”, by striking out “(including

1 Alaska) ”, and by striking out, in clause (B) of paragraph
2 (1), “for Hawaii shall be 50 per centum, and”.

3 (2) Such subsection is further amended by adding at
4 the end thereof the following new paragraphs:

5 “(3) As used in this subsection, the term ‘United
6 States’ means the fifty States and the District of Columbia.

7 “(4) Promulgations made before satisfactory data are
8 available from the Department of Commerce for a full year
9 on the per capita income of Alaska shall prescribe a Federal
10 share for Alaska of 50 per centum and, for purposes of such
11 promulgations, Alaska shall not be included as part of the
12 ‘United States’. Promulgations made thereafter but before
13 per capita income data for Alaska for a full three-year
14 period are available from the Department of Commerce shall
15 be based on satisfactory data available therefrom for Alaska
16 for such one full year or, when such data are available for a
17 two-year period, for such two years.”

18 (b) Subsection (d) of section 11 of such Act, relating
19 to definition of State, is amended by striking out “Hawaii,”.

20 COAST AND GEODETIC SURVEY

21 SEC. 26. The first sentence of section 1 of the Act of
22 August 3, 1956 (70 Stat. 988), is amended by striking
23 out the words “the several States” and inserting in lieu
24 thereof the words “the States of the continental United
25 States, excluding Alaska”.

1 VETERANS' ADMINISTRATION

2 SEC. 27. (a) Title 38, United States Code, section
3 624 (a) is amended by striking out the words "outside the
4 continental limits of the United States, or a Territory, Com-
5 monwealth, or possession of the United States" and inserting
6 in lieu thereof "outside any State".

7 (b) The first sentence of title 38, United States Code,
8 section 903 (b) , is amended to read as follows: "In addition
9 to the foregoing, when such a death occurs in the continental
10 United States or Hawaii, the Administrator shall transport
11 the body to the place of burial in the continental United
12 States or Hawaii."

13 (c) Title 38, United States Code, section 2007 (c) , is
14 amended by striking out the word "Hawaii,".

15 DAVIS-BACON ACT

16 SEC. 28. Section 1 of the Act of March 3, 1931 (46
17 Stat. 1494) , as amended, is further amended by striking out
18 the words " , the Territory of Alaska, the Territory of
19 Hawaii,".

20 FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

21 SEC. 29. The Federal Property and Administrative
22 Services Act of 1949, as amended, is further amended by—

23 (a) striking out the words "continental United
24 States (including Alaska) , Hawaii," in section 3 (f)

1 and inserting in lieu thereof the words “States of the
2 Union, the District of Columbia,”;

3 (b) striking out the words “continental United
4 States, its Territories, and possessions” in section 211

5 (j) and inserting in lieu thereof the words “States of the
6 Union, the District of Columbia, Puerto Rico, and the
7 possessions of the United States”;

8 (c) striking out the words “continental limits of the
9 United States” in section 404 (c) and inserting in lieu
10 thereof the words “States of the Union and the District
11 of Columbia”; and

12 (d) striking out the words “and the Territory of
13 Hawaii” in section 702 (a).

14 BUY AMERICAN ACT

15 SEC. 30. Section 1 (b) of title III of the Act of March
16 3, 1933 (47 Stat. 1520), as amended, is amended by
17 striking out the word “Hawaii,”.

18 PUBLIC HEALTH SERVICE ACT

19 SEC. 31. (a) Subsection (f) of section 2 of the Public
20 Health Service Act, relating to definition of State, is
21 amended by striking out “Hawaii,”.

22 (b) The first sentence of section 331 of such Act, re-
23 lating to receipt and treatment of lepers, is amended by strik-
24 ing out “, Territory, or the District of Columbia”. The fifth

1 sentence of such section is amended by striking out “the Ter-
2 ritory of Hawaii” and inserting in lieu thereof “Hawaii”.

3 (c) Subsection (c) of section 361 of such Act, relating
4 to regulations governing apprehension and detention of per-
5 sons to prevent the spread of a communicable disease, is
6 amended by striking out “, the Territory of Hawaii,”.

7 (d) (1) Clause (2) of subsection (a) of section 631
8 of such Act, relating to definition of allotment percentage
9 for purposes of allotments for construction of hospitals and
10 other medical service facilities, is amended by striking out
11 “the allotment percentage for Hawaii shall be 50 per centum,
12 and”.

13 (2) Such subsection is further amended by striking out
14 “continental United States (including Alaska)” and insert-
15 ing in lieu thereof “United States”.

16 (3) Subsection (b) of such section, relating to promul-
17 gation of allotment percentages, is amended by striking out
18 “continental United States” and inserting in lieu thereof
19 “United States”. Such subsection is further amended by
20 inserting “(1)” after “(b)” and by adding at the end
21 thereof the following new paragraphs:

22 “(2) The term ‘United States’ means (but only for
23 purposes of this subsection and subsection (a)) the fifty
24 States and the District of Columbia;

1 “(3) Promulgations made before satisfactory data are
2 available from the Department of Commerce for a full year
3 on the per capita income of Alaska shall prescribe an allot-
4 ment percentage for Alaska of 50 per centum and, for pur-
5 poses of such promulgations, Alaska shall not be included
6 as part of the ‘United States’. Promulgations made there-
7 after but before per capita income data for Alaska for a
8 full three-year period are available from the Department of
9 Commerce shall be based on satisfactory data available
10 therefrom for Alaska for such one full year or, when such
11 data are available for a two-year period, for such two
12 years;”.

13 (4) Subsection (d) of such section, relating to defini-
14 tion of State, is further amended by striking out “Hawaii,”.

15 SOCIAL SECURITY ACT

16 SEC. 32. (a) (1) Paragraph (8) of subsection (a)
17 of section 1101 of the Social Security Act, relating to defi-
18 nition of Federal percentage for purposes of matching for
19 public assistance grants, is amended by striking out “con-
20 tinental United States (including Alaska)” and inserting
21 in lieu thereof “United States”.

22 (2) Subparagraph (A) of such paragraph is further
23 amended by striking out “(i)” and by striking out “, and

1 (ii) the Federal percentage shall be 50 per centum for
2 Hawaii”.

3 (3) Such paragraph is further amended by adding after
4 subparagraph (B) the following new subparagraphs:

5 “(C) The term ‘United States’ means (but only for
6 purposes of subparagraphs (A) and (B) of this paragraph)
7 the fifty States and the District of Columbia.

8 “(D) Promulgations made before satisfactory data are
9 available from the Department of Commerce for a full year
10 on the per capita income of Alaska shall prescribe a Federal
11 percentage for Alaska of 50 per centum and, for purposes of
12 such promulgations, Alaska shall not be included as part
13 of the ‘United States’. Promulgations made thereafter but
14 before per capita income data for Alaska for a full three-
15 year period are available from the Department of Commerce
16 shall be based on satisfactory data available therefrom for
17 Alaska for such one full year or, when such data are avail-
18 able for a two-year period, for such two years.”

19 (b) (1) Subsections (a), (b), and (c) of section
20 524 of such Act, relating to the definition of allotment
21 percentages and Federal shares for purposes of allotment
22 and matching for child welfare services grants, are each
23 amended by striking out “continental United States (in-

cluding Alaska)” and inserting in lieu thereof “United States”.

(2) Such section is further amended by adding after subsection (c) the following new subsections:

“(d) For purposes of this section, the term ‘United States’ means the fifty States and the District of Columbia.

“(e) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the ‘United States’. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.”

(c) (1) The last sentence of subsection (i) of section 202 of the Social Security Act is amended by striking out “forty-nine” and inserting in lieu thereof “fifty”.

(2) Subsections (h) and (i) of section 210 of such Act, relating to definitions of State and United States for purposes of old-age, survivors, and disability insurance, are

1 each amended by striking out “Hawaii,”. Such subsection
2 (h) is further amended by striking out the comma after
3 “District of Columbia”.

4 (d) (1) Paragraph (1) of subsection (a) of section
5 1101 of such Act, relating to definition of State, is amended
6 by striking out “Hawaii and”.

7 (2) Paragraph (2) of such subsection, as amended,
8 relating to definition of United States, is amended by strik-
9 ing out “, Hawaii,”.

10 (e) Subparagraphs (C) and (G) of paragraph (6) of
11 subsection (d) of section 218 of the Social Security Act, as
12 amended, are each further amended by striking out “the
13 Territory of” and “or Territory” each time they appear
14 therein.

15 (f) Subsection (p) of such section is amended by
16 striking out “Territory of”.

17 (g) The last sentence of subsection (a) of section 1501
18 of the Social Security Act is amended by striking out
19 “Alaska, Hawaii,”.

20 SMALL RECLAMATION PROJECTS

21 SEC. 33. The Small Reclamation Projects Act of 1956
22 (70 Stat. 1044), as heretofore and hereafter amended, shall
23 apply to the State of Hawaii.

1 CONGRESSIONAL RECORD

2 SEC. 34. Section 73 of the Act of January 12, 1895
3 (28 Stat. 617), as amended, is further amended, by striking
4 out the words "Hawaii, Puerto Rico," and inserting in lieu
5 thereof the words "Puerto Rico".

6 FEDERAL REGISTER

7 SEC. 35. Section 8 of the Federal Register Act (49 Stat.
8 502), as amended, is further amended by striking out the
9 words "continental United States (including Alaska)" and
10 inserting in lieu thereof the words "States of the Union and
11 the District of Columbia".

12 RAILROADS

13 SEC. 36. (a) The following laws shall not apply to
14 railroads operating in the State of Hawaii:

15 (1) The Act of March 2, 1893 (27 Stat. 531), as
16 amended;

17 (2) The Act of March 2, 1903 (32 Stat. 943), as
18 amended;

19 (3) The Act of April 14, 1910 (36 Stat. 298), as
20 amended;

21 (4) The Act of May 30, 1908 (35 Stat. 476), as
22 amended;

23 (5) The Act of February 17, 1911 (36 Stat. 913), as
24 amended;

25 (6) The Act of May 6, 1910 (36 Stat. 350);

1 (7) The Act of March 4, 1907 (34 Stat. 1415), as
2 amended; and

3 (8) The Act of September 3, 5, 1916 (39 Stat. 721).

4 The regulation of railroads in Hawaii by the State of
5 Hawaii with respect to safety and hours of service of em-
6 ployees shall not be considered to be a burden on interstate
7 or foreign commerce.

8 (b) Section 1 (e) of the Railroad Retirement Act of
9 1937 and subsections (s) and (t) of section 1 of the Rail-
10 road Unemployment Insurance Act are each amended by
11 striking out the words “, Alaska, Hawaii,”.

12 HOME PORTS OF VESSELS

13 SEC. 37. Section 1 of the Act of February 16, 1925
14 (43 Stat. 947), as amended, is further amended by striking
15 out the words “Alaska, Hawaii, and”.

16 MERCHANT MARINE ACT, 1936

17 SEC. 38. (a) Subsection (a) of section 505 of the Mer-
18 chant Marine Act, 1936, as amended, is further amended by
19 adding at the end thereof the following new sentence: “For
20 the purposes of this subsection, the term ‘continental limits
21 of the United States’ includes the States of Alaska and
22 Hawaii.”

23 (b) Section 606 of such Act, as amended, is further
24 amended by adding at the end thereof the following new
25 sentence: “For the purposes of this section, the term ‘con-

1 tinenta limits of the United States' includes the States of
2 Alaska and Hawaii."

3 (c) Section 702 of such Act, as amended, is further
4 amended by adding at the end thereof the following new
5 sentence: "For the purposes of this section, the term 'con-
6 tinenta United States' includes the States of Alaska and
7 Hawaii."

8 COMMUNICATIONS ACT

9 SEC. 39. Section 222 (a) (10) of the Communications
10 Act of 1934 is amended by striking out the words "the
11 several States and the District of Columbia" and inserting
12 in lieu thereof the words "the District of Columbia and the
13 States of the Union, except Hawaii".

14 INTERSTATE COMMERCE COMMISSION

15 SEC. 40. (a) Section 1 (2) of the Interstate Commerce
16 Act, as amended, is further amended by adding the word
17 "or" at the end of subsection (a) thereof and by inserting
18 the following as subsection (b) :

19 "(b) To operations of carriers or other persons within
20 the State of Hawaii, which operations are hereby exempt
21 from all requirements of this part; but this exemption from
22 the requirements of this part shall not be construed to
23 render inapplicable to such carriers or other persons any other
24 laws of the United States relating to railroads which, by
25 their terms, are applicable to such carriers or other persons

1 as are subject to this part, unless such laws are expressly
2 inapplicable to railroads operating in the State of Hawaii;
3 and it shall not be considered to be a burden on interstate
4 or foreign commerce for the State of Hawaii to regulate
5 such operations or to regulate the carriers or other persons
6 engaged therein; or”.

7 (b) Section 204 (a) (4a) of the Interstate Commerce
8 Act is amended by adding at the end thereof the following
9 new sentence: “Transportation by motor vehicle within the
10 State of Hawaii shall be exempt from the Interstate Com-
11 merce Act, and the regulation of such transportation and
12 persons engaged therein by the State of Hawaii shall not
13 be considered to be a burden on interstate or foreign
14 commerce.”

15 (c) Section 303 (f) of the Interstate Commerce Act is
16 amended by adding at the end thereof the following new
17 paragraph:

18 “(3) to transportation by water between ports of
19 the State of Hawaii and between such ports and ports
20 in other States.”

21 (d) Section 402 (a) (7) of the Interstate Commerce
22 Act is amended by striking out the period at the end thereof
23 and adding the following: “, or for the performance of
24 which transportation between places in the State of Hawaii,
25 or water transportation between a port in the State of Hawaii

1 and a port in any other State, is utilized. The regulation
2 by the State of Hawaii of transportation by freight for-
3 warders between places in the State of Hawaii shall not be
4 considered to be a burden on interstate or foreign com-
5 merce."

6 AIRCRAFT LOAN GUARANTEES

7 SEC. 41. Section 3 of the Act of September 7, 1957
8 (71 Stat. 629), as amended, is further amended by striking
9 out the words "Territory of Hawaii" and inserting in lieu
10 thereof the words "State of Hawaii".

11 REAL PROPERTY TRANSACTIONS

12 SEC. 42. Section 43 (c) of the Act of August 10, 1956
13 (70A Stat. 636), as amended, is further amended by strik-
14 ing out the words "United States, Hawaii," and inserting
15 in lieu thereof the words "States of the Union, the District
16 of Columbia,".

17 SELECTIVE SERVICE

18 SEC. 43. Section 16 (b) of the Universal Military Train-
19 ing and Service Act, as amended, is further amended by
20 striking out the word "Hawaii,".

21 REPORTS ON FEDERAL LAND USE

22 SEC. 44. The President shall prescribe procedures to
23 assure that the reports to be submitted to him by Federal
24 agencies pursuant to section 5 (e) of the Act of March
25 18, 1959 (73 Stat. 6), providing for the admission of the

1 State of Hawaii into the Union, shall be prepared in ac-
2 cordance with uniform policies and coordinated within the
3 executive branch.

4 HAWAIIAN HOMES COMMISSION LANDS

5 SEC. 45. Section 5 (b) of the Act of March 18, 1959
6 (73 Stat. 5), is amended by inserting, immediately following
7 the words "public property" the words " , and to all lands
8 defined as 'available lands' by section 203 of the Hawaiian
9 Homes Commission Act, 1920, as amended,".

10 LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

11 SEC. 46. Until August 21, 1964, there shall be covered
12 into the treasury of the State of Hawaii the rentals or con-
13 sideration received by the United States with respect to
14 public property taken for the uses and purposes of the
15 United States under section 91 of the Hawaiian Organic Act
16 and thereafter by the United States leased, rented, or granted
17 upon revocable permits to private parties.

18 TRANSFER OF RECORDS

19 SEC. 47. (a) There are hereby transferred to the State
20 of Hawaii all records and other papers that were made or re-
21 ceived by any Federal or territorial agency, or any prede-
22 cessor thereof, in connection with the performance of func-
23 tions assumed in whole or in substantial part by the State
24 of Hawaii. There are hereby also transferred to the State
25 of Hawaii all records and other papers in the custody of the

1 Public Archives of Hawaii that were made or received by
2 any Federal agency.

3 (b) There are also hereby transferred to the State of
4 Hawaii all books, publications, and legal reference materials
5 which are owned by the United States and which were, prior
6 to the admission of Hawaii into the Union, placed in the
7 custody of courts, libraries, or territorial agencies in Hawaii
8 in order to facilitate the performance of functions conferred
9 on such courts or agencies by Federal law.

10 USE OF GSA SERVICES OR FACILITIES

11 SEC. 48. The Administrator of General Services is au-
12 thorized to make available to the State of Hawaii such
13 services or facilities as are determined by the Administrator
14 to be necessary for an interim period, pending provision of
15 such services or facilities by the State of Hawaii. Such
16 interim period shall not extend beyond August 21, 1964.
17 Payment shall be made to the General Services Administra-
18 tion by the State of Hawaii for the cost of such services or
19 facilities to the Federal Government, as determined by the
20 Administrator.

21 PURCHASES OF TYPEWRITERS

22 SEC. 49. Title I of the Independent Offices Appropria-
23 tion Act, 1960, is amended by striking out the words "for
24 the purchase within the continental limits of the United
25 States of any typewriting machines" and inserting in lieu

1 thereof "for the purchase within the States of the Union and
2 the District of Columbia of any typewriting machines".

3 FEDERAL MARITIME BOARD

4 SEC. 50. Section 18 (a) of the Act of March 18, 1959
5 (73 Stat. 12), providing for the admission of the State of
6 Hawaii into the Union, is amended by striking out the
7 words "or is conferring" and inserting in lieu thereof the
8 words "or as conferring".

9 EFFECTIVE DATES

10 SEC. 51. (a) The amendments made by section 16 (a)
11 (2) (A), by section 22 (b), by section 25 (a), by para-
12 graphs (1), (2), and (3) of section 31 (d), by subsection
13 (b), and paragraphs (1) and (3) of subsection (a), of
14 section 32, and, except as provided in subsection (g), by
15 paragraphs (1), (2), (3), and (4) of section 22 (b) shall
16 be applicable in the case of promulgations or computations of
17 Federal shares, allotment percentages, allotment ratios, and
18 Federal percentages, as the case may be, made after August
19 21, 1959.

20 (b) The amendments made by paragraph (2) of sec-
21 tion 32 (a) shall be effective with the beginning of the cal-
22 endar quarter in which this Act is enacted. The Secretary
23 of Health, Education, and Welfare shall, as soon as possible
24 after enactment of this Act, promulgate a Federal percentage
25 for Hawaii determined in accordance with the provisions of

1 subparagraph (B) of section 1101(a)(8) of the Social
2 Security Act, such promulgation to be effective for the period
3 beginning with the beginning of the calendar quarter in which
4 this Act is enacted and ending with the close of June 30,
5 1961.

6 (c) The amendment made by paragraphs (1) and (2)
7 of subsection (b) and paragraphs (1), (2), and (3) of sub-
8 section (d) of section 16 shall be applicable in the case of
9 fiscal years beginning after June 30, 1960.

10 (d) The amendments made by paragraphs (1) and
11 (3) of section 16(a) shall be applicable, in the case of
12 allotments under section 302(b) or 502 of the National
13 Defense Education Act of 1958, for fiscal years beginning
14 after June 30, 1960, and, in the case of allotments under
15 section 302(a) of such Act, for fiscal years beginning
16 after allotment ratios, to which the amendment made by
17 paragraph (2) of section 16(a) is applicable, are promul-
18 gated under such section 302(a).

19 (e) The amendment made by section 32(c)(1) shall
20 be applicable in the case of deaths occurring on or after
21 August 21, 1959.

22 (f) The amendments made by subsection (c), para-
23 graphs (3) and (4) of subsection (b), and paragraph
24 (4) of subsection (d) of section 16, by section 22(a), by
25 section 25(b), by subsections (a), (b), and (c), and

1 paragraph (4) of subsection (d), of section 31, and by
2 subsection (d), and paragraph (2) of subsection (c), of
3 section 32 shall become effective on August 21, 1959.

4 (g) (1) The allotment percentage determined for
5 Alaska under section 11 (h) of the Vocational Rehabilitation
6 Act, as amended by this Act, for the first, second, third,
7 and fourth years for which such percentage is based on the
8 per capita income data for Alaska shall be increased by 76
9 per centum, 64 per centum, 52 per centum, and 28 per
10 centum, respectively, of the difference between such allot-
11 ment percentage for the year involved and 75 per centum.

12 (2) The Federal share for Alaska determined under
13 section 11 (i) of the Vocational Rehabilitation Act, as
14 amended by this Act, for the first year for which such
15 Federal share is based on per capita income data for Alaska
16 shall be increased by 70 per centum of the difference between
17 such Federal share for such year and 60 per centum.

18 (3) If such first year for which such Federal share is
19 based on per capita income data for Alaska is any fiscal
20 year ending prior to July 1, 1962, the adjusted Federal
21 share for Alaska for such year for purposes of section 2 (b)
22 of the Vocational Rehabilitation Act shall, notwithstanding
23 the provisions of paragraph (3) (A) of such section 2 (b),
24 be the Federal share determined pursuant to paragraph (2)
25 of this subsection.

1 (4) Section 47 (c) of the Alaska Omnibus Act (Public
2 Law 86-70) is repealed.

3 ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

4 SEC. 52. Until Congress shall provide for the govern-
5 ment of Palmyra Island, Midway Island, and Wake Island,
6 all executive and legislative authority necessary for the
7 civil administration of Palmyra Island, Midway Island, and
8 Wake Island, and all judicial authority other than that con-
9 tained in the Act of June 15, 1950 (64 Stat. 217), as
10 amended, shall continue to be vested in such person or
11 persons and shall be exercised in such manner and through
12 such agency or agencies as the President of the United
13 States may direct or authorize. In the case of Palmyra
14 Island, such person or persons may confer upon the United
15 States District Court for the District of Hawaii such juris-
16 diction (in addition to that contained in such Act of June
17 15, 1950), functions, and duties as he or they may deem
18 appropriate for the civil administration of such island.

19 OTHER SUBJECTS

20 SEC. 53. The amendment by this Act of certain statutes
21 by deleting therefrom specific references to Hawaii or such
22 phrases as "Territory of Hawaii" shall not be construed to
23 affect the applicability or inapplicability in or to Hawaii
24 of other statutes not so amended.

SEPARABILITY

1

2 SEC. 54. If any provision of this Act, or the application
3 thereof to any person or circumstances, is held invalid, the
4 remainder of this Act, and the application of such provision
5 to other persons or circumstances, shall not be affected
6 thereby.

A BILL

To amend certain laws of the United States in
light of the admission of the State of Hawaii
into the Union, and for other purposes.

By Mr. MURRAY, Mr. ALLOT, Mr. CARROLL, Mr.
CHURCH, Mr. FONG, Mr. GOLDWATER,
Mr. GRUENING, Mr. KUCHEL, Mr. LONG of
Hawaii, Mr. MARTIN, and Mr. MOSS

FEBRUARY 17 (legislative day, FEBRUARY 15), 1960
Read twice and referred to the Committee on Interior
and Insular Affairs

tion station should be located in the vicinity of Great Bend, Kans.: Now, therefore, be it
"Resolved by the Senate of the State of Kansas (the House of Representatives concurring therein), That we respectfully urge and request the members of the Kansas delegation in the Congress of the United States to support the location and establishment of an additional airway communication and navigation station (Omni) in the vicinity of Great Bend, Kans., and the incorporation of the same as a part of the Federal airway system of the United States of America; and be it further

"Resolved, That the secretary of state be directed to transmit a copy of this resolution to each member of the Kansas delegation in the House of Representatives of the United States and the Senate of the United States."

I hereby certify that the above concurrent resolution originated in the senate, and was adopted by that body February 1, 1960.

JOSEPH W. HENKLE, Sr.,
President of the Senate.

RALPH E. ZARKER,
Secretary of the Senate.

Adopted by the House February 5, 1960.

JESS TAYLOR,
Speaker of the House.

A. E. ANDERSON,
Chief Clerk of the House.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. ANDERSON, from the Committee on Finance, without amendment:

H.R. 2164. An act to reduce the cabaret tax from 20 percent to 10 percent (Rept. No. 1084).

By Mr. HAYDEN, from the Committee on Rules and Administration, without amendment:

S. Con. Res. 86. Concurrent resolution authorizing the printing of additional copies of the hearings on employment, growth, and price levels;

S. Con. Res. 87. Concurrent resolution authorizing the printing of additional copies of the report on employment, growth, and price levels;

S. Con. Res. 88. Concurrent resolution authorizing the printing of additional copies of the hearings on energy resources and technology;

S. Con. Res. 89. Concurrent resolution authorizing the printing of additional copies of the studies on comparisons of United States and Soviet economies;

S. Res. 247. Resolution providing additional funds for the Committee on Public Works and authorizing the employment of additional clerical assistance (Rept. No. 1085);

S. Res. 258. Resolution authorizing the printing of additional copies of hearings concerning unemployment problems in Indiana;

S. Res. 259. Resolution to print with illustrations a committee print entitled "Relative Water and Power Resource Development in the U.S.S.R. and U.S.A.";

S. Res. 262. Resolution authorizing the printing of the report on cold weather agriculture as a Senate document;

S. Res. 265. Resolution authorizing the Committee on Labor and Public Welfare to employ temporarily an additional assistant chief clerk and additional staff and clerical personnel (Rept. No. 1086);

S. Res. 266. Resolution authorizing a comprehensive study of problems of the aged (Rept. No. 1087);

S. Res. 267. Resolution authorizing the Committee on Labor and Public Welfare to make a study of any and all matters pertaining to migratory labor (Rept. No. 1088);

S. Res. 269. Resolution to print as a Sen-

ate document with an illustration the report of the Advisory Council on Public Assistance; and

S. Res. 270. Resolution to print as a Senate document with an illustration the report of the Advisory Council on Child Welfare Services.

By Mr. HAYDEN, from the Committee on Rules and Administration, with an amendment:

S. Res. 255. Resolution providing additional funds for the completion by the Committee on Government Operations of its study of worldwide health and medical research, and authorizing the employment of additional personnel (Rept. No. 1089);

S. Res. 256. Resolution authorizing the printing of additional copies of the unemployment selected readings prepared by the Special Committee on Unemployment Problems;

S. Res. 257. Resolution authorizing the printing of additional copies of the studies in unemployment prepared by the Special Committee on Unemployment Problems; and

S. Res. 260. Resolution to print with illustrations a committee print entitled "Relative Water and Power Resource Development in the U.S.S.R. and U.S.A."

By Mr. HAYDEN, from the Committee on Rules and Administration, without an additional amendment:

S. Res. 244. Resolution providing for a study of transportation policies in the United States (Rept. No. 1091).

By Mr. HAYDEN, from the Committee on Rules and Administration, with an additional amendment:

S. Res. 243. Resolution authorizing the Committee on Interstate and Foreign Commerce to investigate certain matters within its jurisdiction (Rept. No. 1090); and

By Mr. ELLENDER, from the Committee on Agriculture and Forestry, without amendment:

H.R. 7889. An act to require marketing quotas for rice when the total supply exceeds the normal supply (Rept. No. 1092).

By Mr. JOHNSTON of South Carolina, from the Committee on Agriculture and Forestry, with an amendment:

H.R. 8343. An act relating to the preservation of acreage allotments on land from which the owner is displaced by reason of the acquisition thereof by a Government agency in the exercise of the right of eminent domain (Rept. No. 1093).

By Mr. SCHOEPPPEL, from the Committee on Agriculture and Forestry, with an amendment:

H.R. 4874. An act to amend section 334 of the Agricultural Adjustment Act of 1938, as amended, to provide that for certain purposes of this section, farms on which the farm marketing excess of wheat is adjusted to zero because of underproduction shall be regarded as farms on which the entire amount of the farm marketing excess of wheat has been delivered to the Secretary or stored to avoid or postpone the payment of the penalty (Rept. No. 1094).

COMMITTEE SERVICE

Mr. HAYDEN, from the Committee on Rules and Administration, reported an original resolution (S. Res. 276) electing a member on the part of the Senate to the Joint Committee on Printing and the Joint Committee on the Library, which was placed on the calendar, as follows:

Resolved, That Mr. BRUNSDALE be, and he is hereby, elected a member on the part of the Senate of the Joint Committee on Printing and the Joint Committee on the Library, vice Mr. MORTON.

BILL AND JOINT RESOLUTION INTRODUCED

A bill and a joint resolution were introduced, read the first time, and, by unanimous consent, the second time, and referred as follows:

By Mr. MURRAY (for himself, Mr. ALLOTT, Mr. CARROLL, Mr. CHURCH, Mr. FONG, Mr. GOLDWATER, Mr. GRUENING, Mr. KUCHEL, Mr. LONG of Hawaii, Mr. MARTIN, and Mr. MOSS):

S. 3054. A bill to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes; to the Committee on Interior and Insular Affairs.

(See the remarks of Mr. MURRAY when he introduced the above bill, which appear under a separate heading.)

By Mr. KEATING:

S.J. Res. 164. Joint resolution designating February of each year as American History Month; to the Committee on the Judiciary.

(See the remarks of Mr. KEATING when he introduced the above joint resolution, which appear under a separate heading.)

MEMBERSHIP ON JOINT COMMITTEES ON PRINTING AND THE LIBRARY—RESOLUTION

Mr. HAYDEN, from the Committee on Rules and Administration, reported an original resolution (S. Res. 276) electing a member on the part of the Senate to the Joint Committee on Printing and the Joint Committee on the Library, which was placed on the calendar.

(See the above resolution printed in full when reported by Mr. HAYDEN, which appears under the heading "Reports of Committees.")

HAWAII OMNIBUS ACT

Mr. MURRAY. Mr. President, as chairman of the Committee on Interior and Insular Affairs, which had initial responsibility in the Senate for Hawaii statehood, I introduce, for appropriate reference, a bill to amend certain laws of the United States with respect to the former Territory of Hawaii, now happily the great State of Hawaii. Joining me as cosponsors are several distinguished and able Senators from both sides of the aisle, all of whom are members of the Committee on Interior and Insular Affairs, who had an active part in bringing about statehood. They include the Senator from California [Mr. KUCHEL], the Senator from Arizona [Mr. GOLDWATER], both of the Senators from Colorado [Mr. CARROLL and Mr. ALLOTT], the Senator from Idaho [Mr. CHURCH], the Senator from Iowa [Mr. MARTIN], the Senator from Utah [Mr. MOSS], and the Senator from Alaska [Mr. GRUENING]. Appropriately, the two able Senators from Hawaii [Mr. LONG and Mr. FONG], representing both of the great political parties, also are joining as cosponsors.

The bill I am introducing is the so-called Hawaii Omnibus Act. It is designated to make those changes in Federal laws which have become necessary and desirable because of the change in Hawaii's status from a great Territory to a great State of the United States.

Much of the proposed legislation is technical, such as the elimination of inappropriate reference to the "Territory of Hawaii" in Federal statutes.

Other provisions are substantive, enabling our newest State to participate in other programs on an equal footing with the other States in all respects whatever.

Mr. President, this bill was drafted by the executive agencies concerned with the administration of Federal responsibilities in Hawaii, and with the applicability of Federal laws. I ask unanimous consent that a sectional analysis of the measure, as submitted by the Bureau of the Budget, appear at the conclusion of my remarks, as well as the explanatory letter of transmittal from Deputy Director Staats of the Bureau.

The ACTING PRESIDENT pro tempore. The bill will be received and appropriately referred; and, without objection, the sectional analysis and letter of transmittal will be printed in the RECORD.

The bill (S. 3054) to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes, introduced by Mr. MURRAY (for himself and other Senators), was received, read twice by its title, and referred to the Committee on Interior and Insular Affairs.

The sectional analysis and letter of transmittal are as follows:

SECTIONAL ANALYSIS

SHORT TITLE

Section 1 provides that the act may be cited as the Hawaii Omnibus Act.

PRINTING OUTSIDE UNITED STATES

Section 2 would amend the law which authorizes the Secretary of State, notwithstanding the limitations contained in an 1895 statute, to provide for printing and binding outside the "continental United States" (5 U.S.C., sec. 170g). To remove ambiguity, such phrase would be amended to refer instead to the "States of the United States and the District of Columbia." The 1895 statute (44 U.S.C., sec. 111), requires, with exceptions not now pertinent, that printing for the U.S. Government be done at the Government Printing Office.

SUGAR ACT

Section 3 amends each section of the Sugar Act containing a reference to "the Territory of Hawaii" by deleting the words "the Territory of." The section would effect no substantive change in the act. The sections of the Sugar Act which would be amended are codified at 7 U.S.C., sections 1101(j), 1113, 1115(a), 1119(a), 1119(c), 1137.

SOIL BANK ACT

Section 4 would amend section 113 of the Soil Bank Act (7 U.S.C., sec. 1837), so that henceforth the States of Hawaii and Alaska would be accorded the treatment received by other States under the Conservation Reserve Program. Section 5 of the Alaska Omnibus Act perpetuated the special treatment which Alaska had received as a Territory, so that under the terms of that section, the program applied to the State of Alaska (and to the Territory of Hawaii), only if the Secretary of Agriculture determined that the national interest required it. Section 4 of the Hawaii omnibus legislation proposes to treat both Alaska and Hawaii in the same manner as the other States, and the application of the program to those areas would not be dependent upon a determination by the Secretary of Agriculture.

ARMED FORCES

Section 5 would provide perfecting amendments to title 10 of the United States Code. Subsection (a) amends the definition of the term "Territory" to delete the existing reference to Hawaii. Subsection (b) would amend two definitions in article 2 of the Uniform Code of Military Justice to delete references to "the main group of the Hawaiian Islands." Such references are unnecessary with Hawaii's admission, because Hawaii is now a part of the United States. Subsection (c) strikes the special and now unnecessary reference to Hawaii in a section which comprehends all of the States. Subsection (d) deletes authority by which sea transportation may be made available to "Officers and employees of the Territory of Hawaii."

HOME LOAN BANK BOARD

Section 6 would provide perfecting amendments to two statutes administered by the Federal Home Loan Bank Board. The Federal Home Loan Bank Act and the Home Owners' Loan Act of 1933 would each be amended by striking references to Hawaii as a Territory. The sections to be amended are codified at 12 U.S.C., sections 1422(3) and 1466, respectively.

NATIONAL HOUSING ACT

Section 7 provides perfecting amendments to certain sections of the National Housing Act. The sections, which are codified at 12 U.S.C., sections 1706d, 1707(d), 1713(a) (7), 1736(d), 1747 1(q), and 1748(g), would all be amended to remove superfluous references to Hawaii.

SECURITIES AND EXCHANGE COMMISSION

Section 8 provides amendments to certain statutes administered by the Securities and Exchange Commission. The amendments are perfecting only, merely removing unnecessary references to Hawaii in definitions of the term "State," except for the amendment to section 6(a) (1) of the Investment Company Act of 1940. Such amendment relates to the provision in the Investment Company Act which provides an exemption from the provisions of the Act to companies organized under the laws of the territories or possessions which confine offerings of their securities to residents of such territories or possessions. The effect of the amendment would be to remove Hawaii from the areas (all of which are territories or possessions) to which the special exemption applies, and to accord to Hawaii the same treatment as the other States receive. The sections to be amended are codified at 15 U.S.C., sections 77b(6), 78c(a) (16), 80a-2(a) (37), 80a-6(a) (1), and 80b-2(a) (18).

SMALL BUSINESS INVESTMENT ACT

Section 9 provides a perfecting amendment to section 103(4) of the Small Business Investment Act of 1958 (15 U.S.C., sec. 662(4)). The amendment would remove a superfluous reference to the Territories of Alaska and Hawaii.

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

Subsection (a) of section 10 would amend the section of the Soil Conservation and Domestic Allotment Act, codified at 16 U.S.C., section 590h(b), which relates to the Secretary of Agriculture's utilization of elected county committees in administering the Act. In the Territory of Hawaii, county committees have been appointed rather than elected. The amendment would have the effect of extending to Hawaii the same elected committee system as applies elsewhere in the States. Alaska is excepted from the proposed new language in light of the provision contained in section 13(a) of the Alaska Omnibus Act, which was enacted in recognition of the fact that fewer committees are required in Alaska than elsewhere in the States because of

Alaska's relatively small soil conservation program.

Subsection (b) would provide an amendment to section 17(a) of the Soil Conservation and Domestic Allotment Act (16 U.S.C., sec. 590q(a)), to remove superfluous references to the Territory of Hawaii.

WATER STORAGE AND UTILIZATION

Section 11 amends the law by which the Federal Government assists the States and territories in providing facilities for water storage and utilization. The amendment is perfecting only, merely reflecting the new status of both Alaska and Hawaii. The section to be amended is codified at 16 U.S.C., section 590r.

WILDLIFE RESTORATION

Section 12 provides a perfecting amendment to section 2 of the Wildlife Restoration Act (16 U.S.C., sec. 669a), to remove the definition of the term "State." The term is defined by existing law to include the States and the Territory of Hawaii.

FISHERY RESOURCES

Section 13 contains perfecting amendments to the statute, codified at 16 U.S.C., sections 758-758d, which authorizes the Secretary of the Interior to undertake exploration, investigation, development, and maintenance projects for fishery resources in the Pacific. Inappropriate references to the "Territory" of Hawaii and to the "Hawaiian Islands" would be deleted or modified by the amendments.

FISH RESTORATION

Section 14 provides a perfecting amendment to section 2(d) of the Fish Restoration Act (16 U.S.C., sec. 777a(d)), to remove the definition of the term "State." The term is defined by existing law to include the States and the Territory of Hawaii.

CRIMINAL CODE

Subsection (a) of section 15 amends the definition of the term "United States" for purposes of provisions of the Criminal Code relating to narcotics by deleting superfluous references to the Territories of Alaska and Hawaii.

Subsections (b) and (c) amend the Federal Youth Corrections Act and a 1958 statute (18 U.S.C., secs. 4208, 4209), relating to parole to make them applicable in the U.S. district court for the district of Hawaii, which court came into being upon the admission of Hawaii. The same laws were extended to Alaska by subsections (a) and (b) of section 17 of the Alaska Omnibus Act, but because the district court for the district of Alaska was not then established, it was necessary to defer the effective date of the extension. The Alaska district court is not yet established. The deferral contained in section 17(c) of the Alaska Omnibus Act is therefore preserved by subsection (d) of this section.

EDUCATION

DEFENSE EDUCATION ACT

Subsection (a) of section 16 of the bill amends section 103(a), paragraphs (2) and (3) of section 302(a), and section 1008 of the National Defense Education Act of 1958 (20 U.S.C., secs. 403, 442, 588), so as to eliminate the special treatment of Hawaii. The amendments to paragraphs (2) and (3) of section 302(a) would provide for treating Hawaii the same as the States in the continental United States so that the per capita income of each State would be compared with the per capita income of the continental United States and Hawaii for purposes of determining the allocation of funds to the States for acquisition of math, science, or modern foreign language equipment. The amendments to sections 103(a) and 1008 would put Hawaii on the same basis as the other States for purposes of allocations to Hawaii of funds for the acquisition of such equipment, funds for State programs of expansion or improvement of public school

supervisory services in mathematics, science, or modern foreign language, and funds for counseling and guidance testing programs.

These amendments would, under section 51 of the bill, be effective in the case of allotments for acquisition of equipment based on allotment ratios which are promulgated after August 21, 1959, the date Hawaii was admitted into the Union as a State. They would be effective in the case of allotments for State programs of expansion or improvement of supervisory services, or for counseling and guidance and testing programs, for fiscal years beginning after Hawaii was admitted.

VOCATIONAL EDUCATION

Subsection (b) of section 16 would repeal section 4 of the act of March 10, 1924 (20 U.S.C., sec. 29), which extended the benefits of the Smith-Hughes vocational education law to Hawaii. With the advent of statehood, Hawaii would be entitled to those benefits anyway. Such section 4 also authorized a separate appropriation of \$30,000 annually for this purpose.

Subsection (b) would, in addition, amend sections 2 and 4 of the Smith-Hughes vocational education law (20 U.S.C., secs. 12, 14). These sections provide for allotments to the States for salaries of teachers and supervisors of agricultural subjects and for teacher training in agriculture, trades and industries, and home economics, respectively. Both sections include separate appropriations for a \$10,000 minimum allotment provided for the purpose of paying these minimums (\$27,000 and \$98,500, respectively) would be insufficient to provide the minimums for Hawaii as well as the other States, and hence they would be increased by the bill to \$28,500 and \$105,200, respectively.

These amendments would be applicable for fiscal years beginning after Hawaii was admitted into the Union as a State.

Subsection (b) also amends the Vocational Education Act of 1946 to eliminate from the definitions of "State" and "States and Territories" the specific mention of Hawaii (20 U.S.C., secs. 15i, 15jj, and 15ggg). These are purely technical amendments having no substantive effect.

SCHOOL CONSTRUCTION ASSISTANCE IN FEDERALLY AFFECTED AREAS

Subsection (c) of section 16 of the bill amends paragraph (13) of section 15 of Public Law 815 (81st Cong.), as amended (20 U.S.C., sec. 645), which defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

SCHOOL OPERATION ASSISTANCE IN FEDERALLY AFFECTED AREAS

Subsection (d) of section 16 of the bill amends section 3(d) of Public Law 874 (81st Cong.), as amended (20 U.S.C., sec. 238). This section of the law sets forth the method of determining the local contribution rate used in computing the amount of the payments to local school districts on account of federally connected children attending their schools. The determination of the rate for the territories and possessions, including Hawaii, and for States with substantial unorganized territory for which a State agency is the local educational agency is, however, separately provided for, with the Commissioner of Education authorized to make the determination consistently with the policies and principles provided for the determination of the rate in the case of school districts in other States.

The amendments to this section of the law would eliminate the specific mention of Hawaii as one of the "States" to which the special provision applies, but would make the special provision applicable also to any State in which there is only one local educational agency. This would include Hawaii at present. These amendments would also specifi-

cally include Hawaii along with the 49 other States and the District of Columbia for purposes of determining the average per pupil expenditure therein, which is used, in turn, in determining the minimum local contribution rate.

These amendments would be applicable for fiscal years beginning after Hawaii was admitted into the Union as a State.

This subsection also amends paragraph (8) of section 9 of Public Law 874 (20 U.S.C., sec. 244), which defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

IMPORTATION OF MILK AND CREAM

The act of February 15, 1927, as amended by the Alaska Omnibus Act, now applies to importation of milk and cream into the continental United States, including Alaska. Section 17 of the bill would, effective on the date of enactment of this legislation, make this law applicable also to importation of milk and cream into Hawaii. The section to be amended is codified at 21 United States Code, section 149(b).

OPIUM POPPY CONTROL

Section 18 would provide a perfecting amendment to section 12 of the Opium Poppy Control Act of 1942 (21 U.S.C., sec. 188k). It would strike a superfluous reference to the Territory of Hawaii.

HIGHWAYS

Section 19 provides amendments to the highway laws. Subsection (a) amends the definition of the term "State" to reflect Hawaii's admission. Subsection (b) repeals two subsections applicable solely to Hawaii which provide, first, that the system of highways on which funds are to be expended in Hawaii shall be agreed upon by the Secretary of Commerce and the Governor of the Territory; and secondly, that the Secretary is to give preference in Hawaii to projects which will expedite the completion of highways for the national defense or which will connect seaports with units of national parks.

Subsection (c) extends to Hawaii and Alaska the National System of Interstate and Defense Highways, and the succeeding subsections implement that extension with respect to Hawaii. Subsection (d) provides for the apportionment to Hawaii of the sum of \$12,375,000 for the fiscal year 1962. This sum results from applying to Hawaii for the fiscal year 1962 the formula (set forth at 23 U.S.C., sec. 104(b)), which was used in fiscal years 1957 through 1959 in apportioning interstate funds to the States. For purposes of Hawaii, that formula has been applied to the amount estimated to be available for the Interstate System for fiscal year 1962, after an estimated deduction of 1 percent for administrative purposes has been made. In fiscal years subsequent to 1962, Hawaii would receive apportionments under the formula (23 U.S.C., sec. 104(d)(5)) which applies to the other States. Subsection (e) would amend 23 U.S.C., section 127, which relates to sizes and weights for vehicles using the Interstate System, so that in the case of Hawaii, laws or regulations in effect on February 1, 1960, rather than on July 1, 1956, would apply.

INTERNAL REVENUE

Section 20 contains amendments to the Internal Revenue Code of 1954. All, except for that contained in subsection (a), are perfecting in nature, merely removing references to Hawaii which are now superfluous. Subsection (a) relates to the definition of the term "continental United States" for purposes of the transportation tax. As originally enacted, the term was defined to mean "the existing 48 States and the District of Columbia." Both Alaska and Hawaii were excluded under that definition, and consequently a partial exemption from the trans-

portation tax applied to travel to and from those two areas. Alaska's exclusion from "the continental United States," notwithstanding statehood, was preserved by section 22(b) of the Alaska Omnibus Act, which amended the definition to mean "the District of Columbia and the States other than Alaska." Subsection (a) of this section would preserve the same status for Hawaii, and the arguments for maintaining the existing exemption, which were accepted by the Congress in connection with the Alaska omnibus legislation, are equally compelling in the case of Hawaii.

The Treasury Department considers that it would be contrary to the intent of the Congress, as expressed in 1956, to remove this partial exemption. The exemption was inserted in the law in 1956 in recognition of the fact that Hawaii is far removed from the States and that transportation between the States and Hawaii involves travel over the high seas. When the exemption amendment was considered in the Senate in 1956, the possible effect of future statehood was discussed in a memorandum submitted by Senator MORSE (CONGRESSIONAL RECORD) March 29, 1956, p. 5212). His statement asserted that statehood should not change the exemption. On this basis, together with the legislative history of the Alaska Omnibus Act, the Treasury Department considers that the partial exemption continues, notwithstanding Hawaii's admission to the Union. Enactment of subsection (a) would confirm that conclusion.

JUDICIARY

Section 21 contains amendments to a section of the judicial code and to a 1950 statute (48 U.S.C., sec. 644a), both of which relate to the special jurisdiction of the U.S. District Court for the District of Hawaii with respect to cases arising on particular Pacific islands. The amendment would strike the reference to Kure Island in each statute, inasmuch as Kure is a part of the State of Hawaii and therefore need not be and should not be specified in the law. Kure, then referred to as Ocean Island, was a part of the official list of the Hawaiian Islands compiled at the time of annexation (S. Doc. No. 16, 55th Cong., 3d sess., 1898), and it was included in the islands admitted as the new State (see sec. 2 of the Hawaiian Statehood Act).

VOCATIONAL REHABILITATION

Subsection (a) of section 22 of the bill amends section 11(g) of the Vocational Rehabilitation Act (29 U.S.C., sec. 41). This section of the act defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

Subsection (b) of this section of the bill amends subsections (h) and (i) of section 11 of the Vocational Rehabilitation Act. These subsections define the terms "allotment percentage" and "Federal share." The amendments would eliminate the special provisions under which the allotment percentage for Hawaii is set at 50 percent and the Federal share at 60 percent, and would provide for the determination of these to be made in accordance with the relative per capita income of Hawaii, as is done in the case of other States. The amendments would also provide that in determining the allotment percentages and Federal shares for the States, the relative per capita income of each State will be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

These amendments would be effective in the case of allotment percentages and Federal shares promulgated after August 21, 1959. (The present promulgation will be effective until July 1, 1961.) The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred

from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it. Also transferred to this bill (in section 51, relating to effective dates) are the provisions of the Alaska Omnibus Act which were designed to make more gradual the reduction, under the Vocational Rehabilitation Act, in the allotment percentage and Federal share for Alaska which resulted from treating Alaska fully as a State.

LABOR

Section 23 would provide perfecting amendments to three statutes administered by the Labor Department: the act establishing the U.S. Employment Service, the Fair Labor Standards Act, and the Welfare and Pension Plans Disclosure Act. The sections to be amended are codified at 29 U.S.C., sections 49b(b), 213(f), 217, and 302(a) (9), respectively. Subsections (a) and (b) delete obsolete references to Alaska and Hawaii; subsection (c) deletes an obsolete reference to the District Court for the Territory of Alaska; and subsection (d), which amends a law enacted after the Alaska Statehood Act, strikes a reference to Hawaii only.

NATIONAL GUARD

Section 24 would strike a reference to Hawaii in the definition of the term "Territory" for purposes of title 32, United States Code, relating to the National Guard.

WATER POLLUTION CONTROL ACT

Subsection (a) of section 25 of the bill amends section 5(h) of the Federal Water Pollution Control Act (33 U.S.C., sec. 466d). This section defines the term "Federal share" which is used for determining the portion of the cost of the water pollution control program in each State which will be borne by the Federal Government. The amendments would eliminate the special treatment of Hawaii so that Hawaii would have its Federal share determined, as in the case of the other States, on the basis of its relative per capita income and so that, in determining the Federal shares for the States, the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

These amendments would be effective for promulgations of the Federal shares made after Hawaii is admitted. The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

Subsection (b) of this section of the bill amends section 11(d) of the Federal Water Pollution Control Act (33 U.S.C., sec. 466j), which defines State, to eliminate the special mention of Hawaii. This is a purely technical amendment.

COAST AND GEODETIC SURVEY

Section 26 amends the act of August 3, 1956 (33 U.S.C., sec. 875), so as to continue the authority of officers of the Coast and Geodetic Survey to serve as notaries public for personnel of the Survey serving in isolated areas outside the 48 States and the District of Columbia. With the admission of Alaska and Hawaii into the Union, designated officers of the Coast and Geodetic Survey are no longer authorized to exercise the power of notaries public in those areas. Frequently personnel serving outside the continental United States or in Alaska find it necessary to utilize the services of a notary public and are unable to do so without undue personal expense or disruption of the work of the party to which they are attached.

VETERANS' ADMINISTRATION

Subsection (a) of section 27 would amend the law which relates to the authority of the Administrator of Veterans' Affairs to provide hospital care and medical services

abroad. The amendment would not change the law, but would merely recognize Hawaii's admission to the Union.

Subsection (b) relates to the authority of the Veterans' Administration under section 903(b) of title 38 (Public Law 85-857), to transport the bodies of veterans who have died in VA facilities. Existing law, as amended by the Alaska Omnibus Act, provides that (a) when a death occurs in the continental United States (including Alaska), transportation may be provided "to the place of burial in the United States (including Alaska)"; and (b) when a death occurs in a Territory, Commonwealth, or possession, transportation may be provided to the place of burial within such Territory, Commonwealth, or possession. Under existing law therefore, no explicit provision is included for the transportation of deceased veterans from Hawaii to the other States. Similarly, there is no explicit provision for the transportation of deceased veterans from the other States to Hawaii. Moreover, doubt exists whether authority now exists to transport bodies within Hawaii. Subsection (b) of the proposed bill would confer these three powers on the Administrator, and in so doing would remove the statutory distinctions between Hawaii and the other States. The term "continental United States," as used in the amendment carried in subsection (b), includes Alaska, since section 48 of the Alaska Omnibus Act makes clear that in any law enacted after the Alaska Omnibus Act, the term "continental United States" means the 49 States and the District of Columbia, unless otherwise expressly provided.

Subsection (c) is a perfecting amendment only, to remove an unnecessary reference to Hawaii in the definition of the term "State."

DAVIS-BACON ACT

Section 28 strikes out superfluous references to the Territories of Alaska and Hawaii in the Davis-Bacon Act (40 U.S.C., sec. 276a), which relates to wage rates on certain public projects.

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

Section 29 provides perfecting amendments to the Federal Property and Administrative Services Act of 1949, as amended. By removing references to the continental United States, the first three would have the effect of providing the same treatment for Hawaii as the other States receive. The fourth removes an unnecessary reference to Hawaii in the definition of the term "State". The sections to be amended are codified, respectively at 40 U.S.C., sections 472(f), 491(j), 514(c), and 522(a).

BUY AMERICAN ACT

Section 30 amends the Buy American Act to remove Hawaii from the definition of the terms "public use", "public building", and "public work". The act will continue to apply to Federal activities in Hawaii, but will not apply to acquisitions by the State of Hawaii. The section to be amended is codified at 41 U.S.C., section 10c(b). A similar amendment in the case of Alaska is contained in section 43 of the Alaska Omnibus Act.

PUBLIC HEALTH SERVICE ACT

Subsection (a) of section 31 of the bill amends section 2(f) of the Public Health Service Act (42 U.S.C., sec. 201), which defines the term "State" for purposes of the act. This is a purely technical amendment eliminating the specific inclusion of Hawaii as a State.

Subsection (b) amends section 331 of the Public Health Service Act (42 U.S.C., sec. 255), which relates to treatment of persons afflicted with leprosy. Generally, all such persons are treated at the Carville, La., Leprosarium. However, provision is made for payments from Public Health Serv-

ice appropriations to Hawaii (when authorized by the appropriations) to enable the latter to provide such care at its own facilities. Subsection (b) of the bill would continue this special provision and merely makes technical amendments to section 331.

Subsection (c) amends section 361 of the Public Health Service Act (42 U.S.C., sec. 264), relating to apprehension and detention of individuals with communicable disease who may be coming into one of the States or a possession from a foreign country, Hawaii, or a possession. The amendment would make this inapplicable to persons coming from Hawaii, thereby equating Hawaii to the other States insofar as the foreign quarantine provisions are concerned.

Subsection (d) amends section 631(a) of the Public Health Service Act (42 U.S.C., sec. 291i). This section describes the method of determining allotment percentages which are used in the allocation of the appropriations for hospital and medical service facilities construction under title VI of the Public Health Service Act. They are also used in connection with determining the Federal share of the cost of construction. The amendments would eliminate the special treatment for Hawaii so that it would have its percentage based, as in the case of the other States, on its relative per capita income. The amendments would also provide that in determining the allotment percentages of the States, the per capita income of each State will be compared with the per capita of the 50 States (including Hawaii) and the District of Columbia. The Federal share of Hawaii would also be determined in the manner provided for the other States.

These amendments would be applicable in the case of promulgations of allotment percentages and Federal shares made after Hawaii's admission into the Union as a State. The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

This subsection also amends section 631(d) of the Public Health Service Act, which defines the term "States," to eliminate the specific reference to Hawaii. This is a purely technical amendment.

SOCIAL SECURITY ACT

Subsection (a) of section 32 of the bill amends sections 1101 (a) (8) of the Social Security Act (42 U.S.C., sec. 1301). This section defines the term "Federal percentage" which is used in determining the portion of the expenditures in each State for old-age assistance, aid to dependent children, aid to the blind, or aid to the permanently and totally disabled which will be borne by the Federal Government. The amendments would eliminate the special treatment for Hawaii so that it would have the determination of its Federal percentage made, as in the case of the other States, on the basis of its relative per capita income and so that, in determining the Federal percentages for the States, the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

The amendments to section 1101(a) (8) of the Social Security Act, basing its Federal percentage on its relative per capita income, would be effective for calendar quarters beginning with the calendar quarter in which the bill is enacted. The others would be effective for promulgations of the Federal percentages made after Hawaii's admission into the Union as a State.

Subsection (b) amends section 524 of the Social Security Act (42 U.S.C., sec. 724). This section defines the terms "allotment percentage" and "Federal share" for pur-

poses of determining the allocation of the appropriations for child welfare services under part 3 of title V of the Social Security Act among the States and the portion of the expenditures for this purpose in each State which will be borne by the Federal Government.

The amendments would provide for treating Hawaii the same as the States in the continental United States so that the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia for purposes of determining the Federal percentages and Federal shares for the States.

The amendments made by this subsection of the bill would be effective for promulgations of allotment percentages and Federal shares made after Hawaii was admitted into the Union as a State.

The provisions relating to computations (of allotment percentages and Federal percentages), under sections 524 and 1101(a) (8) of the Social Security Act, made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

Subsection (c) of this section of the bill amends the last sentence of section 202(1) of the Social Security Act (42 U.S.C., sec. 402). This section of the act provides for lump-sum payments in certain cases of death of an individual insured under the old-age, survivors, and disability insurance program. The application for such payments must be filed within 2 years of the date of death, except that, in the case of the death outside the 49 States and the District of Columbia of a member of the Armed Forces (including commissioned officers of the Public Health Service and the Coast and Geodetic Survey) who is "returned" to any of the 49 States, the District, or any United States Territory or possession for interment or reinterment, the 2-year period begins with such interment or reinterment. This special treatment would no longer be provided in case of deaths in Hawaii. It should be noted that the 2 years may be extended for as much as an additional 2 years if good cause for the failure to file within the initial 2-year period is shown.

These amendments would be effective in the case of deaths occurring on or after the date of Hawaii's admission into the Union as a State.

This subsection of the bill also amends subsections (h) and (i) of section 210 of the Social Security Act (42 U.S.C., sec. 410), which define "State" and "United States" for purposes of the old-age, survivors, and disability insurance program. These are purely technical amendments eliminating the specific inclusion of Hawaii in these terms.

Subsection (d) of this section of the bill amends paragraphs (1) and (2) of section 1101(a) of the Social Security Act (42 U.S.C., sec. 1301), which define "State" and "United States" for purposes of the act. These are also purely technical amendments eliminating the specific inclusion of Hawaii in these terms.

Subsections (e) and (f) contain technical amendments to section 218 of the Social Security Act (42 U.S.C., sec. 418), relating to voluntary agreements for coverage of State and local employees. The amendments would remove references to Hawaii as a Territory.

Subsection (g) removes superfluous references to Alaska and Hawaii in a definition of the term "State" (42 U.S.C., sec. 1361(a)).

SMALL RECLAMATION PROJECTS

Section 33 would extend to Hawaii the provisions of the Small Reclamation Projects Act of 1956 (43 U.S.C., sec. 422a et seq.). The act now authorizes the Bureau of Reclamation to make loans and grants for the con-

struction and rehabilitation and betterment of small projects in the 17 Western reclamation States, and it appears that conditions in Hawaii are such that a considerable portion of its irrigation potential could be developed through projects within the scope of the small projects program. In general a small project, for purposes of the act, is a project the cost of which does not exceed \$5 million. A project the estimated cost of which is between \$5 million and \$10 million may also qualify, however, under certain circumstances.

CONGRESSIONAL RECORD

Section 34 amends the law relating to the gratuitous distribution of copies of the CONGRESSIONAL RECORD. Existing law provides that the Governors of the States shall receive one copy in both daily and bound form, while the Governors of the Territories receive five in both daily and bound form. The amendment would strike the reference to Hawaii in the latter provision so that the Governor of the new State would be accorded the treatment of a State Governor rather than a Territorial Governor. The section to be amended is codified at 44 United States Code, section 183.

FEDERAL REGISTER

Section 35 amends the Federal Register Act so that henceforth publication in the Federal Register of notice of hearing will be regarded as notice to persons residing in Hawaii, just as it is regarded as notice to persons residing in all other States. Under circumstances described in the statute, such publication is, under existing law, adequate with respect to residents of the continental United States, including Alaska. The amendment would extend the provision to Hawaii as well. The section to be amended is codified at 44 United States Code, section 308.

RAILROADS

Section 36(a) lists certain laws which would be made inapplicable to railroads operating in Hawaii. The section corresponds to section 39(a), which relieves the Interstate Commerce Commission of certain of its jurisdiction with respect to such railroads. Paragraphs (1) through (6) relate to safety appliance laws, and such laws are codified at 45 United States Code, sections 1-7 (par. (1)), sections 8-10 (par. (2)), sections 11-16 (par. (3)), sections 17-21 (par. (4)), sections 22-29 and 31-34 (par. (5)), and sections 38-43 (par. (6)). Paragraphs (7) and (8) relate to hours of service, which laws are codified at 45 United States Code, sections 61 through 66. The last paragraph of the subsection provides that the State of Hawaii may regulate the matters covered by the foregoing Federal statutes.

Subsection (b) refers to the Railroad Retirement Act of 1937 (45 U.S.C., sec. 228a et seq.), and to the Railroad Unemployment Insurance Act (45 U.S.C., sec. 351 et seq.), both of which would remain applicable to railroads in Hawaii under the amendment carried in section 39(a) of the bill. The amendments contained in subsection (b) are perfecting only, relating to definitions of "State" and "United States" appearing in the acts to be amended.

HOME PORTS OF VESSELS

Section 37 would amend the law (46 U.S.C., sec. 18), which requires "every vessel of the United States" to have a home port in the United States, Alaska, Hawaii, or Puerto Rico. The amendment would strike unnecessary references to Alaska and Hawaii.

MERCHANT MARINE ACT, 1936

Section 38 amends three sections of the Merchant Marine Act, 1936, in order to include shipyards in Hawaii and Alaska among shipyards in which construction and repair work can be carried on for vessels covered by construction and operating subsidies awarded under that act. The sections to be amend-

ed are codified at 46 United States Code, sections 1155(a), 1176, and 1192, respectively.

COMMUNICATIONS ACT

Section 39 would amend the definition of the term "continental United States" for purposes of section 222 of the Federal Communications Act of 1934 (47 U.S.C., sec. 222), to preserve, at least for the immediate future, Hawaii's exclusion from the definition. As will appear below, further consideration by the Federal Communications Commission may at a late date indicate that other or different amendments are desirable.

Hawaii has historically been regarded as outside the United States for purposes of the transmission of telegraph messages. Section 222 of the Federal Communications Act, which deals with consolidations and mergers of telegraph carriers, recognized this fact by excluding Hawaii from "domestic telegraph operations" for purposes of that section. This exclusion was apparently based on geographical considerations, rather than on considerations of political status, as evidenced by the fact that Alaska (which at the time of enactment of section 222 in 1934 occupied the same political status as Hawaii), was placed within the continental United States and thus included within domestic telegraphs operations. The proposed amendment would preserve Hawaii's exclusion from the continental United States for purposes of section 222. It would, additionally, confirm current practices under which telegraph messages between the mainland and Hawaii are "international telegraph operations" on international frequencies and under an international rate structure.

The amendment to section 222 is necessary now to maintain the status quo, inasmuch as without such an amendment, it could reasonably be argued that Hawaii has, with its admission, become a part of "domestic telegraph operations" for purposes of the section. It may later develop, however, that different amendments may prove more suitable. The Federal Communications Commission has instituted an inquiry (docket No. 13188, In the Matter of Amendment of the Communications Act of 1934, as amended, relating to telegraph service with Hawaii), the purpose of which is to enable the Commission to receive from interested parties their views as to what changes in the Communications Act, if any, the Commission should recommend to the Congress. Before making a determination as to what changes it recommends, other than the foregoing which would merely preserve current arrangements, the Federal Communications Commission will require more time to complete its inquiry.

INTERSTATE COMMERCE COMMISSION

Section 40 contains amendments to parts I through IV of the Interstate Commerce Act, which parts deal respectively with railroad and pipeline carriers, motor carriers, water carriers, and freight forwarders. The sections of the act to be amended are codified at 49 U.S.C., sections 1(2), 304(a)(4a), 903(f), and 1002(a)(7), respectively. The Interstate Commerce Commission considers that Hawaiian railroads (of which there are only two, both narrow gauge, and both of which perform very limited service), and Hawaiian motor carriers and freight forwarders, should be exempt from regulation under the Interstate Commerce Act. This view results from the isolated position of Hawaii, from the fact that transportation within Hawaii is local in character and for very short distances, and from the fact that the foregoing carriers do not have through routes or joint rates with carriers operating in other States. Motor carriers and freight forwarders were exempt from ICC regulation when Hawaii was a Territory, and the peculiarities of Hawaii's geographical situation indicate that the exemption should be perpetuated, notwithstanding statehood. Although the ICC had jurisdiction over railroads within

the Territory of Hawaii, it in fact exercised virtually no authority over them, and the ICC considers that it need not have any jurisdiction under part I of the Interstate Commerce Act over railroads operating in the State of Hawaii. Subsection (c), which relates to water transportation, would also effect no change in the law. It would expressly deprive the ICC of jurisdiction over water transportation between ports of Hawaii and ports of other States, but in so doing it would in effect merely confirm that such jurisdiction is in the Federal Maritime Board pursuant to section 18 of the Hawaii Statehood Act.

AIRCRAFT LOAN GUARANTEES

Section 41 would provide a perfecting amendment to the 1957 statute (set out as a note following 49 U.S.C., sec. 1324), which authorizes loans for the purchase of aircraft and equipment. The amendment removes a reference to the "Territory" of Hawaii.

REAL PROPERTY TRANSACTIONS

Section 42 amends the statute which requires the Director of the Office of Civil and Defense Mobilization to come into agreement with the Armed Services Committees of the Congress with respect to certain real property transactions. The amendment would in effect remove a superfluous reference to Hawaii. The section to be amended is codified at 50 U.S.C., section 2285(c).

SELECTIVE SERVICE

Section 43 would remove an unnecessary reference to Hawaii in the section of the Universal Military Training and Service Act which defines the term "United States" (50 U.S.C., app., sec. 466(b)). The amendment is perfecting only.

REPORTS ON FEDERAL LAND USE

Section 44 would implement section 5(e) of the Hawaiian Statehood Act, which requires each Federal agency to report within 5 years following Hawaii's admission to the Union on certain Federal land or property in Hawaii over which it has control. The report must state "the facts regarding [the agency's] * * * continued need for such land or property," and if the President decides that it is no longer needed by the United States, it must be conveyed to the State. The amendment carried in section 43 would require the President to prescribe uniform procedures governing the agency reports. Unless such procedures are prescribed, agency reports can be expected to differ materially in nature and extent, and they may lack sufficient coordination with other agencies.

HAWAIIAN HOMES COMMISSION LANDS

Section 45 would correct a possible defect in the conveyance of lands to Hawaii under the Statehood Act. Section 5(b) conveys to the new State, with exceptions not now pertinent, all public lands ceded and transferred by the Republic of Hawaii to the United States at the time of annexation. The definition of the lands conveyed by that section, however, contained in section 5(g), differs from the definition of the lands which could, as a matter of law, comprise lands made available to the Hawaiian Homes Commission (see 48 U.S.C., secs. 692(a)(2), 663(3), 697). The "available lands" for Hawaiian Homes Commission purposes may not, in fact, include lands that were not ceded land, but in order to establish with certainty that all "available lands" have been transferred to Hawaii, the further phrase proposed to be added by section 44 is necessary.

LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

Section 46 relates to section 91 of the Hawaiian Organic Act (48 U.S.C., sec. 511), under which the public property of the Republic of Hawaii which had been ceded to

the United States at the time of annexation was placed in the possession, use, and control of the territory until taken for the uses and purposes of the United States. If so taken, but if not used for public purposes, the section further provided that any rent or consideration received by the United States from such public property, if leased, rented, or granted upon revocable permit to private parties, would be covered into the treasury of the territory. Section 46 would provide that during the 5-year period immediately following Hawaii's admission, any such rentals or other consideration would continue to be paid to the treasury of Hawaii. The 5-year term was selected because by the end of that period, Federal agencies will have assessed their need for retaining all such property, and that which is no longer required by the United States will be conveyed to the State.

TRANSFER OF RECORDS

Section 47(a) provides for the transfer to the State of records, and other papers, non-current as well as current, accumulated in connection with functions which have been assumed by the State. Certain court records, for example, created by courts and court officers established by the organic act, might have the status of Federal records, yet their successor State courts and officers can be expected to have a continuing need for such records. There would also be transferred records and other papers in the custody of the Public Archives of Hawaii.

Subsection (b) relates to books and other materials, principally legal reference materials, which have been made available to territorial courts and agencies to enable them better to perform functions conferred upon them by the Hawaiian Organic Act and related statutes.

USE OF GSA SERVICES OR FACILITIES

Section 48 would permit the State of Hawaii to use services or facilities of the General Services Administration, upon payment of compensation therefor, for an interim period ending August 21, 1964. Under this provision the State of Hawaii could make purchases through the General Services Administration, as the territory was enabled to do under a provision contained in annual Interior Department appropriation acts. It could also utilize space in certain Federal properties in Hawaii under the control of the General Services Administration.

PURCHASES OF TYPEWRITERS

Section 49 amends a paragraph of the current Independent Offices Appropriation Act (Public Law 86-255), which prohibits the use of funds "Within the continental limits of the United States" for the purchase of typewriters unless the purchase conforms to regulations issued under the Federal Property and Administrative Services Act. The amendment would have the effect of placing Hawaii (and Alaska) within the continental limits of the United States for this purpose. The language to be amended is contained in the paragraph headed "General Provisions" under the portion of title I which is devoted to the General Services Administration (73 Stat. 500, 507).

FEDERAL MARITIME BOARD

Section 50 corrects a typographical error in section 18(a) of the Hawaii Statehood Act which, as enacted, provides that nothing contained in the act shall be construed "is conferring" certain jurisdiction on the Interstate Commerce Commission.

EFFECTIVE DATES

The provisions of section 51 of the bill, which contains the effective dates for certain of the amendments included in the earlier sections, have been discussed for the most part in the above discussion of the amendments.

ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

Section 52 confers upon such officers and agencies as the President designates all executive and legislative authority necessary for discharging the responsibilities of civil government on Palmyra, Midway, and Wake. The first sentence of the section is similar to the authority already conferred by the Congress in the case of American Samoa (48 U.S.C., sec. 1431a (c)) and the Trust Territory of the Pacific Islands (68 Stat. 330). The section confers more limited judicial authority, however, inasmuch as the act of June 15, 1950 (48 U.S.C., sec. 644a), as amended by the Hawaiian Statehood Act, already confers certain jurisdiction over civil and criminal cases arising on such islands to the Federal district court in Hawaii. Under the terms of existing law, Federal admiralty law applies to such cases. Under the provisions of the proposed section 52, judicial authority, other than that contained in the 1950 act, is also conferred. Under the authority contained in the section, those charged with the administration of the islands in question could create local courts and could vest in them jurisdiction over matters not covered by the 1950 statute, such as automobile traffic offenses.

The second sentence of the section authorizes the person designated by the President to administer Palmyra to place additional jurisdiction functions, and duties in the District Court of Hawaii. Prior to statehood, Palmyra was a part of the Territory of Hawaii, and Hawaiian laws thus applied to it. These included the Territory's land registration laws, a matter of significance in the case of Palmyra in light of the litigation which has arisen on this subject (see *United States v. Fullard-Leo*, 331 U.S. 256 (1947)). It is therefore likely that the agency charged with Palmyra's administration, now the Interior Department, will wish to arrange for a land registration system for the island, and use of the District Court of Hawaii for this purpose would seem appropriate. Given the virtually uninhabited nature of Palmyra, it would be unwise for the administrator to create a local court solely for the purpose of providing a land registration system. The authority contained in the last sentence is not restricted to land registration, for it may develop that the services of the district court will be required in other matters as well, but it currently appears that land registration may be the only subject involved.

OTHER SUBJECTS

Section 53 is designed to avoid any inference, from the inclusion of amendments to certain statutes and the omission of amendments to others, that it is intended to affect the applicability in or to Hawaii of statutes not so amended.

SEPARABILITY

Section 54 provides a separability clause.

EXECUTIVE OFFICE OF THE
PRESIDENT,
BUREAU OF THE BUDGET,
Washington, D.C., February 12, 1960.

HON. RICHARD M. NIXON,
President of the Senate,
Washington, D.C.

MY DEAR MR. PRESIDENT: There is forwarded herewith a draft of legislation "to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes."

This proposal is designed to make those changes in Federal laws which have become necessary and desirable because of Hawaii's admission into the Union "on an equal footing with the other States in all respects whatever." The President noted in his 1961 budget message to the Congress that "as in the case of Alaska, comprehensive legis-

lation will be necessary to enable Hawaii to take its place as the equal of the other 49 States. Recommendations will be transmitted to the Congress concerning those changes needed in Federal laws in order to bring Hawaii under the same general laws, rules, and policies as are applicable to the other States."

The proposed legislation would (1) make Hawaii eligible to participate in a number of Federal programs on a comparable basis with the other States; (2) authorize measures to facilitate an orderly transition; (3) determine the applicability or inapplicability of certain Federal laws to Hawaii; (4) delete inappropriate references to the "Territory of Hawaii" in Federal statutes and make other necessary technical and perfecting amendments; and (5) provide for the civil government of Palmyra, Midway, and Wake Islands.

Hawaii already participates in the majority of Federal grants-in-aid programs on the same basis as other States. There are a number of Federal grant-in-aid programs, however, under which Hawaii is still accorded, as it was when a territory, treatment different from that of other States. In accordance with the principle that Hawaii, as a full and equal member of the Union, should not receive more or less favorable treatment than other States, the proposed legislation would amend pertinent laws providing Federal assistance for national defense education, vocational education, school construction, and operation in federally affected areas, construction of interstate and defense highways, vocational rehabilitation, water pollution control, hospital, and medical facilities construction, old-age assistance, aid to dependent children, aid to the blind, aid to the permanently and totally disabled, and child welfare services to bring Hawaii under the apportionment and matching formulas or other provisions applicable to the 49 States as soon as possible.

Under the provisions of the legislative proposal both Hawaii and Alaska would be accorded the treatment received by other States under the conservation reserve program. At present the program applies to these States only if the Secretary of Agriculture determines that the national interest requires it. Hawaii also would be brought under the Small Reclamation Projects Act of 1956 which now authorizes Federal assistance for the development of small irrigation projects in the 17 Western States. The Soil Conservation and Domestic Allotment Act would be amended to provide for the election of members of county committees as in the other States. Members of such committees in Hawaii are at present appointed by the Secretary of Agriculture.

Several sections of the draft bill are concerned primarily with transitional problems. To assist the State in achieving an orderly transition, the General Services Administration would be authorized to provide space in Federal buildings and other services to the State of Hawaii during an interim period. The bill also would provide for transfer to the State of official records and papers. For a 5-year transitional period the State would be accorded the same rights as formerly possessed by the Territorial Government with respect to income derived by the Federal Government from the lease or rental of public properties of the Republic of Hawaii which were ceded to the United States at the time of annexation. Section 5(e) of the Hawaii Statehood Act requires each Federal agency to report within 5 years following Hawaii's admission into the Union on its need for certain Federal lands or properties in Hawaii over which it has control. The proposed legislation would require the President to prescribe procedures to assure that the reports on Federal land needs in Hawaii

are prepared in accordance with uniform policies and properly coordinated.

The proposed legislation would extend the applicability of certain Federal laws to Hawaii. These include a portion of the Investment Company Act of 1940, not hitherto applicable to certain Hawaiian companies; the Federal Youth Corrections Act; certain provisions relating to parole; the act of February 15, 1927, relating to the importation of milk and cream; a statute relating to the transportation of bodies of veterans who have died in Veterans' Administration facilities; section 29 of the Federal Register Act relating to notice of hearings; and sections of the Merchant Marine Act of 1936 which designate shipyards authorized to construct and repair vessels receiving Federal subsidies. Those parts of the Interstate Commerce Act dealing with regulation of railroad and pipeline carriers, motor carriers, water carriers, and freight forwarders and related laws would be made inapplicable to Hawaii. Due to the peculiarities of Hawaii's geographical position and the character of its transportation services, the Interstate Commerce Commission has recommended that Hawaii be exempt from its jurisdiction. Jurisdiction over water transportation between ports of Hawaii and ports of other States is vested by the Hawaii Statehood Act in the Federal Maritime Board and would be unaffected. Hawaii also would retain its partial exemption from the tax on transportation.

The draft bill would amend the definition of the term "continental United States" in section 222 of the Federal Communications Act of 1934 so as to preserve Hawaii's exclusion from that definition. Section 222, which deals with consolidations and mergers of telegraph carriers, excluded Hawaii from "domestic telegraph operations" for purposes of the section. The amendment would preserve present arrangements under which telegraph messages between the mainland and Hawaii are classified as "international telegraph operations" pending the outcome of proceedings which have been instituted by the Federal Communications Commission to determine whether Hawaii should remain in the international, rather than the domestic, category.

Section 5(b) of the Hawaii Statehood Act would be amended to correct a possible defect in the conveyance of lands to Hawaii. Section 5(b) conveys to the new State, with certain exceptions, all public lands ceded and transferred by the Republic of Hawaii to the United States at the time of annexation. It is not entirely certain, however, whether the definition of lands conveyed by section 5(b) includes all the lands defined as "available lands" for Hawaiian Homes Commission purposes. The proposed amendment would establish with certainty that all "available lands" have been transferred to Hawaii. Many of the provisions of the draft bill are essentially technical and perfecting in nature and either eliminate inappropriate references to Hawaii or make other language changes which are considered appropriate because of Hawaii's changed status.

The Hawaii Statehood Act provides that the State boundaries shall include all of the islands and territorial waters of the Territory of Hawaii, except the island of Palmyra. The Statehood Act makes no provision for the civil government of Palmyra, other than including Palmyra within the Hawaii Federal judicial district and extending the criminal and civil jurisdiction of the U.S. district court for the district of Hawaii to the island. The proposed legislation would confer upon such persons and agencies as the President may designate all executive and legislative authority necessary for discharging the responsibilities of civil government on Palmyra Island. The provision would apply also to Midway and Wake Islands whose status is comparable to that of Palmyra. The person

designated by the President to administer Palmyra would be authorized to place additional jurisdiction and functions in the district court of Hawaii, including a land registration system for the island.

The Bureau of the Budget urges early and favorable consideration of the proposed legislation, since its enactment is required to provide for the orderly transition of Hawaii from territorial status to full statehood.

Sincerely yours,

ELMER B. STAATS,
Deputy Director.

Mr. LONG of Hawaii. Mr. President, I am pleased to be associated with the esteemed senior Senator from Montana in the introduction of this bill, the Hawaii Omnibus Act. This bill is a lengthy, technical measure. It is necessary to implement Hawaii's statehood under many Federal statutes, which presently refer to Hawaii as a Territory. Under this act, Hawaii will be given the benefits accorded the other States and will have imposed upon it the same restraints.

I wish to express my appreciation for the care with which this proposed legislation has been prepared over the course of the past 6 months. Its 54 sections amend scores of Federal statutes, ranging from water storage to fish restoration, from Social Security to the Securities and Exchange Act. It is of interest to me that some of the longest sections deal with education and health laws.

Most of the provisions of the Omnibus Act are technical in the strictest sense of the word. For example, many merely delete the phrase "the Territory of" in referring to Hawaii.

Other provisions, however, make available to my State an equality of treatment under Federal programs which we have long sought. These include extension to Hawaii of the Small Reclamation Project Act and the Soil Bank Act. We are also gratified to be put on the same basis as the other 49 States under the formulas for computing various grants-in-aid.

Particularly gratifying is the inclusion of Hawaii under the Interstate and Defense Highway System. Over the years, the people of Hawaii have paid the motor vehicle taxes which finance this system, without receiving any part of the benefits. Under this bill we will be given equal treatment with the other States.

The one exception to equality of treatment that this bill does not cure, Mr. President, is its failure to provide a grant for the University of Hawaii. In each of the other 49 States, the Federal Government granted either land or land scrip to endow the State university. These grants ranged upward from 90,000 acres per State. This omission leaves the University of Hawaii as the only "land-grant" college in America without any land.

In other respects, this is a fair and equitable bill. The people of Hawaii have cause to be pleased with the bill. It is a technically sound measure. It provides a sound basis for the growth of Hawaii.

Mr. FONG. Mr. President, the Hawaii Omnibus Act is a measure designed to

bring full recognition in the Federal laws to Hawaii's statehood status. A similar act was passed last year with respect to Alaska. This measure is supplemental to the Hawaii Statehood Act, and I urge every consideration be given to its early passage during this session of the Congress.

DESIGNATION OF FEBRUARY AS AMERICAN HISTORY MONTH

Mr. KEATING. Mr. President, I introduce, for appropriate reference, a joint resolution to designate February of each year as American History Month. I believe this would be an excellent way to promote recognition of the great heritage and history of our Nation.

It is appropriate that February should be singled out for this honor, because two great symbols of our national heritage, George Washington and Abraham Lincoln, were born in this month. Their names, enshrined forever in the history of freedom, epitomize for all men in all lands the dedication of America to the eternal principles of human liberty and the dignity of the individual.

It is particularly important for Americans to have a full knowledge of their history at a time when everything this Nation stands for is subject to scrutiny and attack in various parts of the world. It is vital for every American to understand and appreciate his heritage. Our national past must remain a living thing, reminding us of the strength and the sacrifice that created our Nation, inspiring us to enrich for future generations the legacy of greatness that has been handed down to us as a sacred trust.

Certainly the qualities of patriotism, wisdom, perseverance, and faith which marked our forefathers were never in greater need as our country faces the challenge of atheistic communism. We must again ignite the spark which carried our Nation through the trials and tribulations which have led to its greatness.

American History Month is already observed in many of our States and cities where its observance has been spearheaded by the national society, Daughters of the American Revolution. They have suggested the joint resolution I am introducing today. I am hopeful national proclamation of the month will underscore for all Americans what has made this Nation tick and what we must do to preserve and embellish our cherished freedoms.

Mr. President, the more fully we understand and appreciate our history and heritage, the more fully we will be able to prove worthy of it. That is the philosophy behind this joint resolution. It is a philosophy which I would hope all Americans will embrace in the days ahead.

Our debt to our past is great. Our obligation to the future is greater. American History Month, proclaimed by the President and observed throughout the land, will emphasize those truths.

I hope this proposal will gain the prompt and favorable consideration it deserves.

Mr. President, I ask unanimous consent to have the joint resolution printed in the RECORD.

The ACTING PRESIDENT pro tempore. The joint resolution will be received and appropriately referred; and, without objection, the joint resolution will be printed in the RECORD.

The joint resolution (S.J. Res. 164) designating February of each year as American History Month, introduced by Mr. KEATING, was received, read twice by its title, referred to the Committee on the Judiciary, and ordered to be printed in the RECORD, as follows:

Whereas all Americans must honor their debt to the past and their obligation to the future; and

Whereas our freedoms are the result of the sacrifice, wisdom, perseverance and faith of our forefathers; and

Whereas the more fully we understand and appreciate our history and heritage the more we will be able to prove worthy of it; and

Whereas the need was never more acute for encouraging study and recognition of the greatness that is America: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That February of each year is hereby designated as American History Month, and the President of the United States is requested and authorized to issue annually a proclamation inviting the people of the United States to observe such month in schools, churches, and other suitable places with appropriate ceremonies and activities.

PERMANENCY OF PROVISIONS OF THE SUGAR ACT OF 1948—AMENDMENTS

Mr. CURTIS submitted amendments, intended to be proposed by him, to the bill (S. 197) to make permanent the provisions of the Sugar Act of 1948, which were referred to the Committee on Finance and ordered to be printed.

CIVIL RIGHTS—EXTENSION OF THE TIME FOR BILLS TO LIE ON THE DESK

Mr. JAVITS. Mr. President, yesterday I introduced Senate bills 3045 and 3046, the omnibus civil rights bills, and requested that they lie on the table until the close of business today. I now ask unanimous consent that the bills be permitted to lie on the table until the close of business on Tuesday, February 23, 1960.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

NOTICE OF HEARING BY THE COMMITTEE ON FOREIGN RELATIONS ON NOMINATION OF SELDEN CHAPIN TO BE AMBASSADOR TO PERU

Mr. FULBRIGHT. Mr. President, on behalf of the Committee on Foreign Relations, I desire to announce that the Senate today received the nomination of

Selden Chapin, of the District of Columbia, to be Ambassador to Peru.

In accordance with the committee rule, the pending nomination may not be considered prior to the expiration of 6 days.

ADDRESSES, EDITORIALS, ARTICLES, ETC., PRINTED IN THE APPENDIX

On request, and by unanimous consent, addresses, editorials, articles, etc., were ordered to be printed in the Appendix, as follows:

By Mr. MANSFIELD:

Address delivered by Congressman LEE METCALF before the American Association of School Administrators at its annual convention in Atlantic City, N.J., on February 15, 1960.

By Mr. KEATING:

Statement dated January 12, 1960, signed by Mr. Goodhue Livingston, Jr., chairman, policy committee, Committee for Collective Security, concerning certain basic foreign policy decisions.

By Mr. BENNETT:

Editorial entitled "We Can Stop Inflation if We Have the Courage To Try," published in the Saturday Evening Post of February 20, 1960.

Article entitled "The Discipline of Gold," published in the Morgan Guaranty Survey of February 1960.

Letter to him, dated February 12, 1960, from Utah Wildlife Federation opposing creation at this time of national park in area now known as Dinosaur National Monument.

By Mr. WILEY:

Editorial entitled "Defense: A Need for Perspective," published in the Christian Science Monitor of February 15, 1960.

Article entitled "Overall Land Use Policy Is Ahlgren's Plan," published in the Pure Milk Products Press of February 1960.

By Mr. JAVITS:

Editorial entitled "Procrastination on World Court," from the Christian Science Monitor, and article written by Richard L. Strout and published in the Christian Science Monitor, relating to foreign aid.

Editorial entitled "Introducing IDA," from the Christian Science Monitor, dealing with the use of counterpart currencies by the International Development Association.

By Mr. CASE of New Jersey:

Editorial written by Mr. James Karabatos, published in the National Herald.

Excerpt from an editorial entitled "Press—Letters Week," published in the National Herald of January 31, 1960.

Excerpts from an editorial written by Mr. Kimon A. Doukas, published in Ahepa magazine; and article entitled "The Splendid American in Israel," written by Mr. Phillip Gillon, published in the Hadassah Newsletter of January 1960.

The PRESIDING OFFICER (Mr. JOHNSTON of South Carolina in the chair). Is there any morning business? If not, morning business is closed.

Mr. JOHNSON of Texas. Mr. President, I suggest the absence of a quorum—

Mr. RUSSELL. Mr. President, I should like to make a brief statement.

The PRESIDING OFFICER. Will the Senator from Texas withhold his request?

Mr. JOHNSON of Texas. I withhold it.

86TH CONGRESS
2D SESSION

H. R. 11602

IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 1960

Mr. INOUE introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

A BILL

To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Hawaii Omnibus Act".

4 PRINTING OUTSIDE UNITED STATES

5 SEC. 2. Subsection (a) of section 2 of the Act of Au-
6 gust 1, 1956 (70 Stat. 890), is amended by striking out
7 the words "the continental United States" and inserting in
8 lieu thereof the words "the States of the United States and
9 the District of Columbia".

1

SOIL BANK ACT

2

SEC. 3. Section 113 of the Soil Bank Act, as amended,
3 is amended to read as follows: "This subtitle B shall apply to
4 the several States and, if the Secretary determines it to be in
5 the national interest, to the Commonwealth of Puerto Rico
6 and the Virgin Islands; and as used in this subtitle B, the
7 term 'State' includes Puerto Rico and the Virgin Islands."

8

ARMED FORCES

9

SEC. 4. (a) Title 10, United States Code, section 101
10 (2), is amended by striking out the words "Hawaii or".

11

(b) Title 10, United States Code, sections 802 (11)
12 and 802 (12), are each amended by striking out the words
13 "the main group of the Hawaiian Islands,".

14

(c) Title 10, United States Code, section 2662 (c), is
15 amended by striking out the word ", Hawaii,".

16

(d) Title 10, United States Code, is amended by strik-
17 ing out clause (6) of section 4744; by renumbering clauses
18 (7) through (9) as clauses (6) through (8); by amending
19 redesignated clause (8) to read as follows: "The families
20 of persons described in clauses (1), (2), (4), (5), and
21 (7)."; and by striking out the words "clause (8) or (9)"
22 in the last sentence of such section and inserting in lieu
23 thereof the words "clause (7) or (8)".

HOME LOAN BANK BOARD

SEC. 5. (a) Paragraph (3) of section 2 of the Federal Home Loan Bank Act, as amended, is further amended by striking out the words "the Virgin Islands of the United States, and the Territory of Hawaii" and by inserting in lieu thereof the words "and the Virgin Islands of the United States".

(b) Section 7 of the Home Owners' Loan Act of 1933, as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

NATIONAL HOUSING ACT

SEC. 6. The National Housing Act is amended by striking out the word "Hawaii," in sections 9, 201(d), 207(a)(7), 601(d), 713(q), and 801(g).

SECURITIES AND EXCHANGE COMMISSION

SEC. 7. (a) Paragraph (6) of section 2 of the Securities Act of 1933, as amended, is further amended by striking out the word "Hawaii,".

(b) Paragraph (16) of section 3(a) of the Securities Exchange Act of 1934, as amended, is further amended by striking out the word "Hawaii,".

(c) Paragraph (37) of section 2(a) and paragraph

1 (1) of section 6 (a) of the Investment Company Act of
2 1940, as amended, are each amended by striking out the
3 word "Hawaii,".

4 (d) Paragraph (18) of section 202 (a) of the Invest-
5 ment Advisers Act of 1940, as amended, is further amended
6 by striking out the word "Hawaii,".

7 SMALL BUSINESS INVESTMENT ACT

8 SEC. 8. Paragraph (4) of section 103 of the Small
9 Business Investment Act of 1958 is amended by striking out
10 the words "the Territories of Alaska and Hawaii,".

11 SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

12 SEC. 9. (a) Section 8 (b) of the Soil Conservation
13 and Domestic Allotment Act, as amended, is further amended
14 by striking out the words "in the continental United States,
15 except in Alaska," and inserting in lieu thereof the words
16 "in the States of the Union, except Alaska,".

17 (b) Section 17 (a) of the Soil Conservation and Do-
18 mestic Allotment Act, as amended, is further amended to
19 read as follows: "This Act shall apply to the States, the
20 Commonwealth of Puerto Rico, and the Virgin Islands, and,
21 as used in this Act, the term 'State' includes Puerto Rico
22 and the Virgin Islands."

23 WATER STORAGE AND UTILIZATION

24 SEC. 10. Section 1 of the Act of August 28, 1937 (50
25 Stat. 869), as amended, is further amended by striking out

1 the words "the United States, including the Territories of
2 Alaska and Hawaii, and Puerto Rico and the Virgin Islands"
3 and inserting in lieu thereof the words "the States of the
4 United States and in Puerto Rico and the Virgin Islands".

5 WILDLIFE RESTORATION

6 SEC. 11. Section 2 of the Act of September 2, 1937
7 (50 Stat. 917), as amended, is further amended by striking
8 out the words "; and the term 'State' shall be construed
9 to mean and include the several States and the Territory
10 of Hawaii".

11 FISHERY RESOURCES

12 SEC. 12. The Act of August 4, 1947 (61 Stat. 726),
13 is amended—

14 (a) by striking out the words "the Territories and
15 island possessions of the United States" and inserting
16 in lieu thereof the words "the United States and its
17 island possessions" in sections 1 and 2;

18 (b) by striking out the words "Territory of Hawaii
19 and" in section 1;

20 (c) by striking out the word "Territorial" and
21 inserting in lieu thereof the word "State" in section 3;
22 and

23 (d) by striking out the words "Hawaiian Islands"
24 and "Territory of Hawaii" and inserting in lieu thereof,
25 in both cases, the words "State of Hawaii" in section 4.

1

FISH RESTORATION

2

SEC. 13. Section 2 (d) of the Act of August 9, 1950 (64 Stat. 431), as amended, is further amended by striking out the words “; and the term ‘State’ shall be construed to mean and include the several States and the Territory of Hawaii”.

7

CRIMINAL CODE

8

SEC. 14. (a) Title 18, United States Code, section 1401, is amended by striking out the words “the Territory of Alaska, the Territory of Hawaii,”.

(b) Title 18, United States Code, section 5024, is amended by striking out the words preceding the first comma and inserting in lieu thereof the words “This chapter shall apply in the States of the United States”.

(c) Section 6 of Public Law 85-752, as amended, is further amended by striking out the words preceding the first comma and inserting in lieu thereof the words “Sections 3 and 4 of this Act shall apply in the States of the United States”.

20

EDUCATION

21

National Defense Education Act

22

SEC. 15. (a) (1) Subsection (a) of section 103 of the National Defense Education Act of 1958, relating to definition of State, is amended by striking out “Hawaii,” each time it appears therein.

25

1 (2) (A) Paragraph (2), and subparagraph (C) of
2 paragraph (3), of subsection (a) of section 302 of such
3 Act, relating to allotments for science, mathematics, and
4 foreign language instruction equipment, are each amended
5 by striking out “continental United States” each time it
6 appears therein and inserting in lieu thereof “United States”.

7 (B) Effective in the case of promulgations of allotment
8 ratios made, under section 302 of such Act, after enactment
9 of this Act and before satisfactory data are available from
10 the Department of Commerce for a full year on the per
11 capita income of Alaska, subparagraph B of such para-
12 graph (3) is amended to read:

13 “(B) The term ‘United States’ means the continental
14 United States (excluding Alaska) and Hawaii.”

15 (C) Effective in the case of promulgations of allotment
16 ratios made under such section 302 after such data for a
17 full year are available from the Department of Commerce,
18 subparagraph (B) of such paragraph (3) is amended to
19 read:

20 “(B) The term ‘United States’ means the fifty States
21 and the District of Columbia.”

22 Promulgations of allotment ratios made under such
23 section 302 after such data for a full year are available
24 from the Department of Commerce, but before such data
25 are available therefrom for a full three-year period, shall

1 be based on such data for such one full year or, when
2 such data are available for a two-year period, for such two
3 years.

4 (3) Section 1008 of such Act, relating to allotments
5 to territories, is amended by striking out "Hawaii,".

6 Vocational Education

7 (b) (1) Section 4 of the Act of March 10, 1924 (43
8 Stat. 18), extending the benefits of the Smith-Hughes voca-
9 tional education law to Hawaii, is repealed.

10 (2) The last sentence of section 2 of the Act of Febru-
11 ary 23, 1917 (39 Stat. 930), relating to allotments for
12 salaries of teachers of agricultural subjects, is amended by
13 striking out "\$27,000" and inserting in lieu thereof "\$28,-
14 500". The last sentence of section 4 of such Act, as
15 amended, relating to allotments for teacher training, is
16 amended by striking out "\$98,500" and inserting in lieu
17 thereof "\$105,200".

18 (3) Paragraph (1) of section 2 of the Vocational
19 Education Act of 1946, relating to definition of States and
20 Territories, is amended by striking out "the Territory of
21 Hawaii,".

22 (4) Subsection (e) of section 210 and subsection (a)
23 of section 307 of such Act, relating to definition of State,
24 are each amended by striking out "Hawaii,".

25 School Construction Assistance in Federally Affected Areas

1 (c) Paragraph (13) of section 15 of the Act of Septem-
2 ber 23, 1950 (64 Stat. 967), as amended, relating to defini-
3 tion of State, is amended by striking out "Hawaii,".

4 School Operation Assistance in Federally Affected Areas

5 (d) (1) The material in the parentheses in the first sen-
6 tence of subsection (d) of section 3 of the Act of September
7 30, 1960, as amended, relating to determination of local con-
8 tribution rate, is amended to read: "(other than a local
9 educational agency in Puerto Rico, Wake Island, Guam, or
10 the Virgin Islands, or in a State in which a substantial pro-
11 portion of the land is in unorganized territory for which a
12 State agency is the local educational agency, or in a State in
13 which there is only one local educational agency)".

14 (2) The fourth sentence of such subsection is amended
15 by striking out "in the continental United States (including
16 Alaska)" and inserting in lieu thereof "(other than Puerto
17 Rico, Wake Island, Guam, or the Virgin Islands)" and by
18 striking out "continental United States" in clause (ii) of such
19 sentence and inserting in lieu thereof "United States (which
20 for purposes of this sentence and the next sentence means
21 the fifty States and the District of Columbia)". The fifth
22 sentence of such subsection is amended by striking out "con-
23 tinental" before "United States" each time it appears therein
24 and by striking out "(including Alaska)".

1 (3) The last sentence of such subsection is amended
2 by striking out "Hawaii," and by inserting after "for which
3 a State agency is the local educational agency," the follow-
4 ing: "or in any State in which there is only one local
5 educational agency,".

6 (4) Paragraph (8) of section 9 of such Act, relating
7 to definition of State, is amended by striking out "Hawaii,".

8 Land-Grant College Aid

9 (e) Notwithstanding the last sentence of subsection
10 (b) of section 5 of the Act entitled "An Act to provide for
11 the admission of the State of Hawaii into the Union",
12 approved March 18, 1959 (73 Stat. 4; Public Law 86-3),
13 there is hereby authorized to be appropriated to the State of
14 Hawaii the sum of \$6,000,000. Amounts appropriated
15 under this subsection shall be held and considered to be
16 granted to such State subject to those provisions of the Act
17 entitled "An Act donating public lands to the several States
18 and Territories which may provide colleges for the benefit
19 of agriculture and the mechanic arts", approved July 2,
20 1862 (7 U.S.C. 301-308), applicable to the proceeds from
21 the sale of land or land scrip.

22 IMPORTATION OF MILK AND CREAM

23 SEC. 16. Subsection (b) of section 9 of the Act of
24 February 15, 1927 (44 Stat. 1103), as amended, is
25 amended to read:

1 “(b) The term ‘United States’ means the fifty States
2 and the District of Columbia.”

3 OPIUM POPPY CONTROL

4 SEC. 17. Section 12 of the Opium Poppy Control Act
5 of 1942, as amended, is further amended by deleting there-
6 from the words “the Territory of Hawaii,”.

7 HIGHWAYS

8 SEC. 18. (a) The definition of the term “State” in
9 title 23, United States Code, section 101 (a), is amended to
10 read as follows:

11 “The term ‘State’ means any one of the fifty States, the
12 District of Columbia, or Puerto Rico.”

13 (b) Sections 103 (g) and 105 (e) of title 23, United
14 States Code, are repealed.

15 (c) Section 103 (d) of title 23, United States Code, is
16 amended to read as follows:

17 “(d) The Interstate System shall be designated within
18 the United States, including the District of Columbia, and it
19 shall not exceed forty-one thousand miles in total extent.
20 It shall be so located as to connect by routes, as direct as
21 practicable, the principal metropolitan areas, cities, and in-
22 dustrial centers, to serve the national defense and, to the
23 greatest extent possible, to connect at suitable border points
24 with routes of continental importance in the Dominion of
25 Canada and the Republic of Mexico. The routes of this sys-

1 tem, to the greatest extent possible, shall be selected by joint
2 action of the State highway departments of each State and
3 the adjoining States, subject to the approval by the Secretary
4 as provided in subsection (e) of this section. All highways
5 or routes included in the Interstate System as finally ap-
6 proved, if not already coincident with the primary system,
7 shall be added to said system without regard to the mileage
8 limitation set forth in subsection (b) of this section. This
9 system may be located both in rural and urban areas.”

10 (d) Notwithstanding any other provision of law, for
11 the purpose of expediting the construction, reconstruction, or
12 improvement, inclusive of necessary bridges and tunnels, of
13 the Interstate System, including extensions thereof through
14 urban areas, designated in accordance with section 103 (d)
15 of title 23, United States Code, as amended by section 1 of
16 this Act, the sum of \$12,375,000 shall be apportioned to
17 the State of Hawaii out of the sum authorized to be appro-
18 priated for the Interstate System for the fiscal year ending
19 June 30, 1962, under the provisions of section 108 (b) of
20 the Federal-Aid Highway Act of 1956 (70 Stat. 374), as
21 amended by section 7 (a) of the Federal-Aid Highway Act
22 of 1958 (72 Stat. 89), such apportionment to be made
23 at the same time such funds are apportioned to other States.
24 The total sum to be apportioned under section 104 (b) (5)
25 of title 23, United States Code, for the fiscal year ending

1 June 30, 1962, among the States other than Hawaii, shall
 2 be reduced by said sum apportioned to the State of Hawaii
 3 under this section. The Secretary of Commerce shall ap-
 4 portion funds to the State of Hawaii for the Interstate
 5 System for the fiscal year 1963 and subsequent fiscal years
 6 pursuant to the provisions of said section 104 (b) (5) of
 7 title 23, United States Code, and, in preparing the estimates
 8 required by that section, he shall take into account the
 9 apportionment made to the State of Hawaii under this
 10 section.

11 (e) Section 127 of title 23, United States Code, is
 12 amended by adding at the end thereof the following sen-
 13 tence: "With respect to the State of Hawaii, laws or regu-
 14 lations in effect on February 1, 1960, shall be applicable
 15 for the purposes of this section in lieu of those in effect on
 16 July 1, 1956."

17 INTERNAL REVENUE

18 SEC. 19. (a) Section 4262 (c) (1) of the Internal
 19 Revenue Code of 1954 (relating to the definition of "con-
 20 tinental United States" for purposes of the tax on trans-
 21 portation of persons) is amended to read as follows:

22 " (1) CONTINENTAL UNITED STATES.—The term
 23 'continental United States' means the District of Co-
 24 lumbia and the States other than Alaska and Hawaii."

25 (b) Section 2202 of the Internal Revenue Code of 1954

1 (relating to missionaries in foreign service) is amended by
2 striking out "the State, the District of Columbia, or Hawaii"
3 and inserting in lieu thereof "the State or the District of
4 Columbia".

5 (c) Section 3121 (e) (1) of the Internal Revenue Code
6 of 1954 (relating to a special definition of "State") is
7 amended by striking out "Hawaii,".

8 (d) Sections 3306 (j) and 4233 (b) of the Internal
9 Revenue Code of 1954 (each relating to a special definition
10 of "State") are amended by striking out "Hawaii, and".

11 (e) Section 4221 (d) (4) of the Internal Revenue Code
12 of 1954 (relating to a special definition of "State or local
13 government") is amended to read as follows:

14 " (4) STATE OR LOCAL GOVERNMENT.—The term
15 'State or local government' means any State, any politi-
16 cal subdivision thereof, or the District of Columbia."

17 (f) Section 4502 (5) of the Internal Revenue Code of
18 1954 (relating to definition of "United States") is amended
19 by striking out "the Territory of Hawaii,".

20 (g) Section 4774 of the Internal Revenue Code of 1954
21 (relating to territorial extent of law) is amended by striking
22 out "the Territory of Hawaii,".

23 (h) Section 7653 (d) of the Internal Revenue Code of

1 1954 (relating to shipments from the United States) is
2 amended by striking out “, its possessions or the Territory
3 of Hawaii” and inserting in lieu thereof “or its possessions”.

4 (i) Section 7701 (a) (9) of the Internal Revenue
5 Code of 1954 (relating to definition of “United States”)
6 is amended by striking out “, the Territory of Hawaii,”.

7 (j) Section 7701 (a) (10) of the Internal Revenue
8 Code of 1954 (relating to definition of “State”) is amended
9 by striking out “the Territory of Hawaii and”.

10 (k) The amendments contained in subsections (a)
11 through (j) of this section shall be effective as of August
12 21, 1959.

13 JUDICIARY

14 SEC. 20. Title 28, United States Code, section 91,
15 and the Act of June 15, 1960 (64 Stat. 217), as amended,
16 are each amended by striking out the words “Kure Island,”.

17 VOCATIONAL REHABILITATION

18 SEC. 21. (a) Subsection (g) of section 11 of the Vo-
19 cational Rehabilitation Act, relating to definition of “State”,
20 is amended by striking out “Hawaii,”.

21 (b) (1) Subsections (h) and (i) of such section, re-
22 lating to definition of allotment percentages and Federal
23 shares for purposes of allotment and matching for vocational

1 rehabilitation services grants, are each amended by striking
2 out "continental United States" and inserting in lieu thereof
3 "United States" and by striking out "(including Alaska)".

4 (2) Paragraph (1) of such subsection (h) is further
5 amended by striking out "the allotment percentage for
6 Hawaii shall be 50 per centum, and" in clause (B).

7 (3) Subsection (h) of such section is further amended
8 by adding at the end thereof the following new paragraphs:

9 " (3) Promulgations of allotment percentages and com-
10 putations of Federal shares made before satisfactory data are
11 available from the Department of Commerce for a full year
12 on the per capita income of Alaska shall prescribe for Alaska
13 an allotment percentage of 75 per centum and a Federal
14 share of 60 per centum and, for purposes of such promulga-
15 tions and computations, Alaska shall not be included as part
16 of the 'United States'. Promulgations and computations
17 made thereafter but before per capita income data for Alaska
18 for a full three-year period are available from the Depart-
19 ment of Commerce shall be based on satisfactory data avail-
20 able therefrom for Alaska for such one full year or, when
21 such data are available for a two-year period, for such two
22 years.

23 " (4) The term 'United States' means (but only for
24 purposes of this subsection and subsection (i)) the fifty
25 States and the District of Columbia."

1 (4) Subsection (i) of such section is further amended
 2 by striking out "the Federal share for Hawaii shall be 60
 3 per centum, and" in clause (B).

4 LABOR

5 SEC. 22. (a) Section 3 (b) of the Act of June 6, 1933
 6 (48 Stat. 114), as amended, is further amended by striking
 7 out the words "Hawaii, Alaska,".

8 (b) Section 13 (f) of the Fair Labor Standards Act,
 9 as amended, is further amended by striking out the words
 10 "Alaska; Hawaii;".

11 (c) Section 17 of the Fair Labor Standards Act, as
 12 amended, is further amended by striking out the words
 13 "the District Court for the Territory of Alaska,".

14 (d) Section 3 (a) (9) of the Welfare and Pension Plans
 15 Disclosure Act is amended by striking out the word
 16 "Hawaii,".

17 NATIONAL GUARD

18 SEC. 23. Title 32, United States Code, section 101 (1),
 19 is amended by striking out the words "Hawaii or".

20 WATER POLLUTION CONTROL ACT

21 SEC. 24. (a) (1) Subsection (h) of section 5 of the
 22 Federal Water Pollution Control Act, relating to Federal
 23 share for purposes of program operation grants, is amended
 24 by striking out "continental United States" and inserting

1 in lieu thereof "United States", by striking out "(including
2 Alaska)", and by striking out, in clause (B) of paragraph
3 (1), "for Hawaii shall be 50 per centum, and".

4 (2) Such subsection is further amended by adding at the
5 end thereof the following new paragraphs:

6 "(3) As used in this subsection, the term 'United States'
7 means the fifty States and the District of Columbia.

8 "(4) Promulgations made before satisfactory data are
9 available from the Department of Commerce for a full year
10 on the per capita income of Alaska shall prescribe a Federal
11 share for Alaska of 50 per centum and, for purposes of
12 such promulgations, Alaska shall not be included as part of
13 the 'United States'. Promulgations made thereafter but
14 before per capita income data for Alaska for a full three-year
15 period are available for the Department of Commerce shall
16 be based on satisfactory data available therefrom for Alaska
17 for such one full year or, when such data are available for
18 a two-year period, for such two years."

19 (b) Subsection (d) of section 11 of such Act, relating
20 to definition of "State", is amended by striking out
21 "Hawaii."

22 COAST AND GEODETIC SURVEY

23 SEC. 25. The first sentence of section 1 of the Act of
24 August 3, 1956 (70 Stat. 988), is amended by striking out
25 the words "the several States" and inserting in lieu thereof

1 the words "the States of the continental United States,
2 excluding Alaska".

3 VETERANS' ADMINISTRATION

4 SEC. 26. (a) Title 38, United States Code, section
5 624 (a), is amended by striking out the words "outside the
6 continental limits of the United States, or a Territory, Com-
7 monwealth, or possession of the United States" and inserting
8 in lieu thereof "outside any State".

9 (b) The first sentence of title 38, United States Code,
10 section 903 (b), is amended to read as follows: "In addition
11 to the foregoing, when such a death occurs in the continental
12 United States or Hawaii, the Administrator shall transport
13 the body to the place of burial in the continental United
14 States or Hawaii."

15 (c) Title 38, United States Code, section 2007 (c), is
16 amended by striking out the word "Hawaii".

17 DAVIS-BACON ACT

18 SEC. 27. Section 1 of the Act of March 3, 1931 (46
19 Stat. 1494), as amended, is further amended by striking
20 out the words "the Territory of Alaska, the Territory of
21 Hawaii," and the words "or the Territory of Alaska, or the
22 Territory of Hawaii".

23 FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

24 SEC. 28. The Federal Property and Administrative
25 Services Act of 1949, as amended, is further amended by—

(a) striking out the words "continental United States (including Alaska), Hawaii," in section 3 (f) and inserting in lieu thereof the words "States of the Union, the District of Columbia,";

(b) striking out the words "continental United States, its Territories, and possessions" in section 211 (j) and inserting in lieu thereof the words "States of the Union, the District of Columbia, Puerto Rico, and the possessions of the United States";

(c) striking out the words "continental limits of the United States" in section 404 (c) and inserting in lieu thereof the words "States of the Union and the District of Columbia"; and

(d) striking out the words "and the Territory of Hawaii" in section 702 (a).

BUY AMERICAN ACT

SEC. 29. Section 1 (b) of title III of the Act of March 3, 1933 (47 Stat. 1520), as amended, is amended by striking out the word "Hawaii,".

PUBLIC HEALTH SERVICE ACT

SEC. 30. (a) Subsection (f) of section 2 of the Public Health Service Act, relating to definition of State, is amended by striking out "Hawaii,".

1 (b) The first sentence of section 331 of such Act, relat-
2 ing to receipt and treatment of lepers, is amended by strik-
3 ing out “, Territory, or the District of Columbia”. The
4 fifth sentence of such section is amended by striking out
5 “the Territory of Hawaii” and inserting in lieu thereof
6 “Hawaii”.

7 (c) Subsection (c) of section 361 of such Act, relating
8 to regulations governing apprehension and detention of per-
9 sons to prevent the spread of a communicable disease, is
10 amended by striking out “, the Territory of Hawaii,”.

11 (d) (1) Clause (2) of subsection (a) of section 631
12 of such Act, relating to definition of allotment percentage
13 for purposes of allotments for construction of hospitals and
14 other medical service facilities, is amended by striking out
15 “the allotment percentage for Hawaii shall be 50 per centum,
16 and”.

17 (2) Such subsection is further amended by striking out
18 “continental United States (including Alaska)” and insert-
19 ing in lieu thereof “United States”.

20 (3) Subsection (b) of such section, relating to pro-
21 mulgation of allotment percentages, is amended by striking
22 out “continental United States” and inserting in lieu thereof
23 “United States”. Such subsection is further amended by

1 inserting “(1)” after “(b)” and by adding at the end
2 thereof the following new paragraphs:

3 “(2) The term ‘United States’ means (but only for
4 purposes of this subsection and subsection (a)) the fifty
5 States and the District of Columbia;

6 “(3) Promulgations made before satisfactory data are
7 available from the Department of Commerce for a full year
8 on the per capita income of Alaska shall prescribe an allot-
9 ment percentage for Alaska of 50 per centum and, for pur-
10 poses of such promulgation, Alaska shall not be included
11 as part of the ‘United States’. Promulgations made there-
12 after but before per capita income data for Alaska for a
13 full three-year period are available from the Department of
14 Commerce shall be based on satisfactory data available there-
15 from for Alaska for such one full year or, when such data
16 are available for a two-year period, for such two years;”.

17 (4) Subsection (d) of such section, relating to defini-
18 tion of State, is further amended by striking out “Hawaii,”.

19 SOCIAL SECURITY ACT

20 SEC. 31. (a) (1) Paragraph (8) of subsection (a)
21 of section 1101 of the Social Security Act, relating to defini-
22 tion of Federal percentage for purposes of matching for public
23 assistance grants, is amended by striking out “continental

1 United States (including Alaska)” and inserting in lieu
2 thereof “United States”.

3 (2) Subparagraph (A) of such paragraph is further
4 amended by striking out “(i)” and by striking out “, and
5 (ii) the Federal percentage shall be 50 per centum for
6 Hawaii”.

7 (3) Such paragraph is further amended by adding after
8 subparagraph (B) the following new subparagraphs:

9 “(C) The term ‘United States’ means (but only for
10 purposes of subparagraphs (A) and (B) of this para-
11 graph) the fifty States and the District of Columbia.

12 “(D) Promulgations made before satisfactory data are
13 available from the Department of Commerce for a full year
14 on the per capita income of Alaska shall prescribe a Federal
15 percentage for Alaska of 50 per centum and, for purposes of
16 such promulgations, Alaska shall not be included as part of
17 the ‘United States’. Promulgations made thereafter but
18 before per capita income data for Alaska for a full three-
19 year period are available from the Department of Com-
20 merce shall be based on satisfactory data available therefrom
21 for Alaska for such one full year or, when such data are
22 available for a two-year period, for such two years.”

23 (b) (1) Subsections (a), (b), and (c) of section 524

1 of such Act, relating to the definition of allotment percent-
2 ages and Federal shares for purposes of allotment and
3 matching for child welfare services grants, are each amended
4 by striking out “continental United States (including
5 Alaska)” and inserting in lieu thereof “United States”.

6 (2) Such section is further amended by adding after
7 subsection (c) the following new subsections:

8 “(d) For purposes of this section, the term ‘United
9 States’ means the fifty States and the District of Columbia.

10 “(e) Promulgations made before satisfactory data are
11 available from the Department of Commerce for a full year
12 on the per capita income of Alaska shall prescribe a Federal
13 share for Alaska of 50 per centum and, for purposes of such
14 promulgations, Alaska shall not be included as part of the
15 ‘United States’. Promulgations made thereafter but before
16 per capita income data for Alaska for a full three-year period
17 are available from the Department of Commerce shall be
18 based on satisfactory data available therefrom for Alaska
19 for such one full year or, when such data are available for a
20 two-year period, for such two years.”

21 (c) (1) The last sentence of subsection (i) of section
22 202 of the Social Security Act is amended by striking out
23 “forty-nine” and inserting in lieu thereof “fifty”.

24 (2) Subsections (h) and (i) of section 210 of such Act
25 relating to definitions of State and United States for purposes

1 of old-age, survivors, and disability insurance, are each
2 amended by striking out “Hawaii,”. Such subsection (h) is
3 further amended by striking out the comma after “District of
4 Columbia”.

5 (d) (1) Paragraph (1) of subsection (a) of section
6 1101 of such Act, relating to definition of State, is amended
7 by striking out “Hawaii and”.

8 (2) Paragraph (2) of such subsection, as amended,
9 relating to definition of “United States”, is amended by
10 striking out “, Hawaii,”.

11 (e) Subparagraph (C) and (G) of paragraph (6) of
12 subsection (d) of section 218 of the Social Security Act, as
13 amended, are each further amended by striking out “the
14 Territory of” and “or Territory” each time they appear
15 therein.

16 (f) Subsection (p) of such section is amended by strik-
17 ing out “Territory of”.

18 (g) The last sentence of subsection (a) of section
19 1501 of the Social Security Act is amended by striking
20 out “Alaska, Hawaii,”.

21 SMALL RECLAMATION PROJECTS

22 SEC. 32. The Small Reclamation Projects Act of 1956
23 (70 Stat. 1044), as heretofore and hereafter amended, shall
24 apply to the State of Hawaii.

1 CONGRESSIONAL RECORD

2 SEC. 33. Section 73 of the Act of January 12, 1895
3 (28 Stat. 617), as amended, is further amended by striking
4 out the word "Hawaii,".

5 FEDERAL REGISTER

6 SEC. 34. Section 8 of the Federal Register Act (49
7 Stat. 502), as amended, is further amended by striking out
8 the words "continental United States (including Alaska)"
9 and inserting in lieu thereof the words "States of the Union
10 and the District of Columbia".

11 HOME PORTS OF VESSELS

12 SEC. 35. Section 1 of the Act of February 16, 1925
13 (43 Stat. 947), as amended, is further amended by striking
14 out the words "Alaska, Hawaii, and".

15 MERCHANT MARINE ACT, 1936

16 SEC. 36. (a) Subsection (a) of section 505 of the
17 Merchant Marine Act, 1936, as amended, is further amended
18 by adding at the end thereof the following new sentence:
19 "For the purposes of this subsection, the term 'continental
20 limits of the United States' includes the States of Alaska
21 and Hawaii."

22 (b) Section 606 of such Act, as amended, is further
23 amended by adding at the end thereof the following new
24 sentence: "For the purposes of this section, the term

1 'continental limits of the United States' includes the States
2 of Alaska and Hawaii."

3 (c) Section 702 of such Act, as amended, is further
4 amended by adding at the end thereof the following new
5 sentence: "For the purposes of this section, the term 'con-
6 tinental United States' includes the States of Alaska and
7 Hawaii."

8 COMMUNICATIONS ACT

9 SEC. 37. Section 222 (a) (10) of the Communications
10 Act of 1934 is amended by striking out the words "the
11 several States and the District of Columbia" and inserting
12 in lieu thereof the words "the District of Columbia and the
13 States of the Union, except Hawaii".

14 AIRCRAFT LOAN GUARANTEES

15 SEC. 38. Section 3 of the Act of September 7, 1957
16 (71 Stat. 629), as amended, is further amended by striking
17 out the words "Territory of Hawaii" and inserting in lieu
18 thereof the words "State of Hawaii".

19 REAL PROPERTY TRANSACTIONS

20 SEC. 39. Section 43 (c) of the Act of August 10,
21 1956 (70A Stat. 636), as amended, is further amended
22 by striking out the words "United States, Hawaii," and
23 inserting in lieu thereof the words "States of the Union, the
24 District of Columbia,".

1 SELECTIVE SERVICE

2 SEC. 40. Section 16(b) of the Universal Military
3 Training and Service Act, as amended, is further amended
4 by striking out the word “Hawaii.”

5 REPORTS ON FEDERAL LAND USE

6 SEC. 41. The President shall prescribe procedures to
7 assure that the reports to be submitted to him by Federal
8 agencies pursuant to section 5 (e) of the Act of March 18,
9 1959 (73 Stat. 6) , providing for the admission of the State
10 of Hawaii into the Union, shall be prepared in accordance
11 with uniform policies and coordinated within the executive
12 branch.

13 HAWAIIAN HOMES COMMISSION LANDS

14 SEC. 42. Section 5 (b) of the Act of March 18, 1959
15 (73 Stat. 5), is amended by inserting, immediately follow-
16 ing the words "public property" the words " , and to all
17 lands defined as 'available lands' by section 203 of the
18 Hawaiian Homes Commission Act, 1920, as amended,".

19 LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

20 SEC. 43. Until August 21, 1964, there shall be cov-
21 ered into the treasury of the State of Hawaii the rentals or
22 consideration received by the United States with respect to
23 public property taken for the uses and purposes of the United
24 States under section 91 of the Hawaii Organic Act and

1 thereafter by the United States leased, rented, or granted
2 upon revocable permits to private parties.

3 TRANSFER OF RECORDS

4 SEC. 44. (a) There are hereby transferred to the
5 State of Hawaii all records and other papers that were made
6 or received by any Federal or territorial agency, or any
7 predecessor thereof, in connection with the performance of
8 functions assumed in whole or in substantial part by the
9 State of Hawaii. There are hereby also transferred to the
10 State of Hawaii all records and other papers in the custody
11 of the Public Archives of Hawaii that were made or re-
12 ceived by any Federal agency.

13 (b) There are also hereby transferred to the State of
14 Hawaii all books, publications, and legal reference materials
15 which are owned by the United States and which were, prior
16 to the admission of Hawaii to the Union, placed in the
17 custody of courts, libraries, or territorial agencies in Hawaii
18 in order to facilitate the performance of functions conferred
19 on such courts or agencies by Federal law.

20 USE OF G.S.A. SERVICES OR FACILITIES

21 SEC. 45. The Administrator of General Services is
22 authorized to make available to the State of Hawaii such
23 services or facilities as are determined by the Administrator
24 to be necessary for an interim period, pending provision of

1 such services or facilities by the State of Hawaii. Such
2 interim period shall not extend beyond August 21, 1964.
3 Payment shall be made to the General Services Administra-
4 tion by the State of Hawaii for the cost of such services or
5 facilities to the Federal Government, as determined by the
6 Administrator.

7 PURCHASES OF TYPEWRITERS

8 SEC. 46. Title I of the Independent Offices Appropri-
9 ation Act, 1960, is amended by striking out the words "for
10 the purchase within the continental limits of the United
11 States of any typewriting machines" and inserting in lieu
12 thereof "for the purchase within the States of the Union
13 and the District of Columbia of any typewriting machines".

14 FEDERAL MARITIME BOARD

15 SEC. 47. Section 18 (a) of the Act of March 18, 1959
16 (73 Stat. 12), providing for the admission of the State of
17 Hawaii into the Union, is amended by striking out the words
18 "or is conferring" and inserting in lieu thereof the words
19 "or as conferring".

20 TARIFF ACT OF 1930

21 SEC. 48. Section 309 (a) of the Tariff Act of 1930, as
22 amended (19 U.S.C. 1309 (a)), is amended by inserting "or
23 between Hawaii and any other part of the United States or
24 between Alaska and any other part of the United States"
25 immediately after "possessions" wherever it appears.

EFFECTIVE DATES

SEC. 49. (a) The amendments made by section 15 (a) (2) (A), by section 24 (a), by paragraphs (1), (2), and 3 of section 30 (d), by subsection (b), and paragraphs (1) and (3) of subsection (a), of section 31, and, except as provided in subsection (g) of this section, by section 21 (b) shall be applicable in the case of promulgations or computations of Federal shares, allotment percentages, allotment ratios, and Federal percentages, as the case may be, made after August 21, 1959.

(b) The amendments made by paragraph (2) of section 31 (a) shall be effective with the beginning of the calendar quarter in which this Act is enacted. The Secretary of Health, Education, and Welfare shall, as soon as possible after enactment of this Act, promulgate a Federal percentage for Hawaii determined in accordance with the provisions of subparagraph (B) of section 1101 (a) (8) of the Social Security Act, such promulgation to be effective for the period beginning with the beginning of the calendar quarter in which this Act is enacted and ending with the close of June 30, 1961.

(c) The amendment made by paragraphs (1) and (2) of subsection (b) and paragraphs (1), (2), and (3) of subsection (d) of section 15 shall be applicable in the case of fiscal years beginning after June 30, 1960.

1 (d) The amendments made by paragraphs (1) and (3)
2 of section 15 (a) shall be applicable, in the case of allot-
3 ments under section 302 (b) or 502 of the National Defense
4 Education Act of 1958, for fiscal years beginning after June
5 30, 1960, and, in the case of allotments under section 302
6 (a) of such Act, for fiscal years beginning after allotment
7 ratios, to which the amendment made by paragraph (2) of
8 section 15 (a) is applicable, are promulgated under such
9 section 302 (a) .

10 (e) The amendment made by section 31 (c) (1) shall
11 be applicable in the case of deaths occurring on or after
12 August 21, 1959.

13 (f) The amendments made by subsection (c), para-
14 graphs (3) and (4) of subsection (b), and paragraph (4)
15 of subsection (d) of section 15, by section 21 (a), by sec-
16 tion 24 (b), by subsections (a), (b), and (c), and para-
17 graph (4) of subsection (d), of section 30, and by subsec-
18 tion (d), and paragraph (2) of subsection (c), of section 31
19 shall become effective on August 21, 1959.

20 (g) (1) The allotment percentage determined for
21 Alaska under section 11 (h) of the Vocational Rehabilita-
22 tion Act, as amended by this Act, for the first, second, third,
23 and fourth years for which such percentage is based on the per
24 capita income data for Alaska shall be increased by 76 per
25 centum, 64 per centum, 52 per centum, and 28 per centum,

1 respectively, of the difference between such allotment per-
2 centage for the year involved and 75 per centum.

3 (2) The Federal share for Alaska determined under
4 section 11 (i) of the Vocational Rehabilitation Act, as
5 amended by this Act, for the first year for which such Federal
6 share is based on per capita income data for Alaska shall
7 be increased by 70 per centum of the difference between such
8 Federal share for such year and 60 per centum.

9 (3) If such first year for which such Federal share is
10 based on per capita income data for Alaska is any fiscal
11 year ending prior to July 1, 1962, the adjusted Federal
12 share for Alaska for such year for purposes of section 2 (b)
13 of the Vocational Rehabilitation Act shall, notwithstanding
14 the provisions of paragraph (3) (A) of such section 2 (b),
15 be the Federal share determined pursuant to paragraph (2)
16 of this subsection.

17 (4) Section 47 (c) of the Alaska Omnibus Act (Public
18 Law 86-70) is repealed.

19 (h) The amendment made by section 48 shall apply
20 only with respect to articles withdrawn as provided in section
21 309 (a) of the Tariff Act of 1930, as amended, on or after
22 the date of the enactment of this Act.

23 ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

24 SEC. 50. Until Congress shall provide for the govern-
25 ment of Palmyra Island, Midway Island, and Wake Island,

1 all executive and legislative authority necessary for the civil
2 administration of Palmyra Island, Midway Island and Wake
3 Island, and all judicial authority other than that contained in
4 the Act of June 15, 1950 (64 Stat. 217), as amended,
5 shall continue to be vested in such person or persons and
6 shall be exercised in such manner and through such agency
7 or agencies as the President of the United States may direct
8 or authorize. In the case of Palmyra Island, such person or
9 persons may confer upon the United States District Court
10 for the District of Hawaii such jurisdiction (in addition to
11 that contained in such Act of June 15, 1950), and such
12 judicial functions and duties as he or they may deem appro-
13 priate for the civil administration of such island.

14 OTHER SUBJECTS

15 SEC. 51. The amendment by this Act of certain statutes
16 by deleting therefrom specific references to Hawaii or such
17 phrases as "Territory of Hawaii" shall not be construed
18 to affect the applicability or inapplicability in or to Hawaii
19 of other statutes not so amended.

20 SEPARABILITY

21 SEC. 52. If any provision of this Act, or the applica-
22 tion thereof to any person or circumstances, is held invalid,
23 the remainder of this Act, and the application of such pro-
24 vision to other persons or circumstances, shall not be affected
25 thereby.

86TH CONGRESS
2D SESSION

H. R. 11602

A BILL

To amend certain laws of the United States in
light of the admission of the State of Hawaii
into the Union, and for other purposes.

By Mr. INOUYE

APRIL 6, 1960

Referred to the Committee on Interior and Insular
Affairs

May 2, 1960

shipping containers for raw agricultural commodities be labeled to indicate by name or function the presence of any pesticide chemical that had been applied after harvest. p. 8436

12. LANDS. Passed as reported H. R. 9818, to provide for the conveyance of certain real property of the U. S. to the State of Florida. p. 8437

13. MINERALS. Passed without amendment H. R. 3740, to provide for the leasing of oil and gas interests in certain lands owned by the U. S. in the State of Texas. p. 8437

The Subcommittee on Mines and Mining of the Interior and Insular Affairs Committee voted to report H. R. 8860, to stabilize the mining of lead and zinc by small domestic producers on public, Indian and other lands. (p. D363) This Subcommittee also considered but passed over H. R. 4876 and a similar bill H. R. 3965, to amend section 30 (a) of the Mineral Leasing Act of Feb. 25, 1920, to prevent the undesirable division of oil and gas leaseholds, and H. R. 982, to amend the act of Dec. 22, 1928, relating to the issuance of patents to tracts of public land held under color of title, to provide that patents may be issued under such Act without reservation of minerals. p. D363

14. WATER RESOURCES. Passed with amendment S. 1605 in lieu of H. R. 10513, granting the consent of Congress to the States of Kansas and Nebraska to negotiate and enter into a compact relating to the apportionment of the waters of the Big Blue River and its tributaries as they affect such States. pp. 8442-4

15. FARM LOANS. The Agriculture Committee reported with amendment H. R. 11761, to simplify, consolidate, and improve the authority of the Secretary of Agriculture with respect to loans to farmers and ranchers (H. Rept. 1569). p. 8503

16. HAWAII. The Interior and Insular Affairs Committee reported without amendment H. R. 11602, to amend certain laws of the U. S. in light of the admission of the State of Hawaii into the Union (H. Rept. 1564). p. 8503

17. DEPRESSED AREAS. Rep. Widhall inserted "an up-to-date tabulation of industrial areas which presently would be eligible for Federal assistance under the criteria of the depressed areas bill (S. 722) as reported by the committee." pp. 8469-71

Several Representatives discussed and urged support for S. 722, the area redevelopment bill which contains provisions for rural development areas. pp. 8479-92

18. PERSONNEL. Rep. Dingell urged support for his bill H. R. 11390, to raise the pay of postal and classified Federal employees. p. 8471

19. FARM PROGRAM; INTEREST RATES. Rep. Patman commended and discussed a speech made by former President Truman criticizing the administration's farm program and interest rate policy. pp. 8474-6

20. DEFENSE PRODUCTION. Received from OCDM a proposed bill to extend the Defense Production Act of 1960; to Banking and Currency Committee. p. 8503

ITEMS IN APPENDIX

21. WATERSHED. Extension of remarks of Rep. Trimble inserting an article, "Arkansas Watershed Project Wins National Award." pp. A3695-7

22. FOREIGN TRADE. Extension of remarks of Sen. Wiley stating that "for the economic health of farms, business, industry, labor, and others, as well as the Nation itself -- now experiencing a decline in exports -- however, a realistic effort must be made to expand exports," and inserting an article on this subject. pp. A3697-8
23. MILK SANITATION. Extension of remarks of Rep. Marshall commending the House Interstate and Foreign Commerce Committee for holding hearings on the proposed National Milk Sanitation Act and inserting an article, "Milk Fight Advances." p. A3702
24. GRAZING FEES. Extension of remarks of Rep. Aspinall inserting extracts from a report of the Comptroller General and portions of an exchange of correspondence from "which there has been generated an interdepartmental study of inconsistencies in grazing fees on Federal lands." p. A3703
25. FARM LABOR. Extension of remarks of Rep. Gubser expressing his belief that the importation of foreign labor does not take jobs away from our own people and stating that each week a local paper prints a news story "which clearly shows that this argument is false." p. A3716
26. TOBACCO. Rep. Lankford inserted an article describing the "value of tobacco as a morale booster to fighting men and civilian workers alike." p. A3731
27. FARM INCOME. Extension of remarks of Rep. Coad discussing ads which have appeared in certain newspapers comparing the average gross farm family income with the average net family income and inserting an editorial which "clarified the impact of the headlines in this ad upon the casual reader by explaining the reason for the comparison of gross and net incomes." pp. A3733-4

BILLS INTRODUCED

28. FARM PROGRAM. S. 3464, by Sen. Young, N. Dak., to provide equitable treatment for partnerships in the application of any limitations on any farm program; to Agriculture and Forestry Committee.
- H. R. 12000, by Rep. Andersen, Minn., and H. R. 12001, by Rep. Jensen, to authorize a program of balanced agricultural production, to assure producers a fair economic return and consumers an adequate supply of commodities at fair prices, to conserve soil, water, and wildlife resources; to Agriculture Committee. Remarks of Rep. Andersen. pp. 8497-9
- H. R. 12005, by Rep. Flynn, to balance domestic supplies of, and domestic demand for, agricultural commodities, and to prevent the loss of soil, farm labor, and farm capital resources, by providing for the withdrawal of up to 80 million acres from agricultural production; to Agriculture Committee.
- H. R. 12006, by Rep. Flynn, to reduce domestic supplies of agricultural commodities and to make land available of educational, rehabilitational, health or recreational purposes by withdrawal by purchase of agricultural land; to Agriculture Committee.
- H. R. 12013, by Rep. Gubser, to provide for the termination of programs of price support for agricultural commodities by December 31, 1965; to Agriculture Committee.
29. ROADS. H. R. 11999, by Rep. Albert, H. R. 12002, by Rep. Belcher, H. R. 12012, by Rep. Edmondson, H. R. 12015, by Rep. Morris, Okla., and H. R. 12016, by Rep. Steed, to amend title 23 of the United States Code, relating to highways with respect to certain projects constructed on the Federal-aid system by Federal agencies; to Public Works Committee.

AMENDING CERTAIN LAWS OF THE UNITED STATES IN
LIGHT OF THE ADMISSION OF THE STATE OF HAWAII
INTO THE UNION

MAY 2, 1960.—Committed to the Committee of the Whole House on the State
of the Union and ordered to be printed

Mr. O'BRIEN of New York, from the Committee on Interior and
Insular Affairs, submitted the following

REPORT

[To accompany H.R. 11602]

The Committee on Interior and Insular Affairs, to whom was referred the bill (H.R. 11602) to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

INTRODUCTION

H.R. 11602 was introduced by Representative Inouye after hearings on five predecessor bills (H.R. 10434 by Representative Aspinall, H.R. 10443 by Congressman Inouye, H.R. 10456 by Representative O'Brien of New York, H.R. 10463 by Representative Saylor, and H.R. 10475 by Representative Westland). H.R. 11602 includes the amendments agreed upon in committee when H.R. 10443 was marked up. All of the predecessor bills except H.R. 10443 were identical and were introduced as a result of an executive communication from the Deputy Director of the Bureau of the Budget dated February 12, 1960, enclosing a draft of a bill which he recommended be enacted. This draft bill had been prepared after consultation with all agencies of the executive branch administering Federal statutes which were, or might be thought to have been, affected by the admission of Hawaii into the Union on August 24, 1959. H.R. 11602 follows in general the bill recommended in the executive communication but omits a few of the latter's provisions and contains several additions which are pointed out in this report.

Since the bill recommended by the Bureau of the Budget included many subjects which, if taken separately, would ordinarily be handled by other standing committees of the House, the chairman of the Committee on Interior and Insular Affairs on February 17, 1960, addressed letters to the chairmen of the Committees on Agriculture, Armed Services, Banking and Currency, Education and Labor, Government Operations, Interstate and Foreign Commerce, Judiciary, Merchant Marine and Fisheries, Public Works, Veterans' Affairs, and Ways and Means inviting their attention to the bill and requesting any suggestions they might care to offer. The replies received were carefully considered by the committee. Certain of the comments referred to matters which, the committee was advised, will be handled by other standing committees.

SUMMARY

The largest number of the provisions of H.R. 11602 are merely perfecting amendments to existing statutes. They delete now inappropriate references to the "Territory of Hawaii" or make other similar changes. These include the whole or parts of sections 4 (a), (b), (c); 5; 6; 7 (a), (b), (d); 8; 9(b); 10; 11; 12; 13; 14(a); 15 (b), (c); 17; 18(a); 19 (except (a)); 20; 21(a); 22; 23; 24(b); 26 (a), (c); 27; 28 (b), (d); 30(a); 31 (d), (e), (f), (g); 35; 38; 39; and 40 of the bill.

The second largest number of amendments are designed primarily to make equally applicable in Hawaii various laws which now apply differently there from the way in which they apply elsewhere in the United States. Such are sections 2; 3; 4(d); 7(c); 9(a); 14 (b), (c); 15 (a), (d); 16; 18; 21(b); 24(a); 26(b); 28 (a), (c); 29; 30 (c), (d); 31 (a), (b), (c); 32; 33; 34; 36; and 46.

A third group includes provisions intended to maintain the status quo, at least temporarily, where there appears to be sound reason for doing so. Sections 19(a), 25, 30(b), 37, 45, and 48 fall in this category.

Finally, there are a few miscellaneous substantive provisions, growing out of Hawaii's admission to statehood, which will be discussed separately. These are sections 15(e), 41, 42, and 44.

It will be noted that a few sections are applicable to Alaska as well as Hawaii. The bill thus helps to round out the picture developed in the Alaska Omnibus Act (73 Stat. 141). These sections are 3; 14 (b), (c); 18; 19(a); 35; and 46.

Since details on all sections are supplied in the section-by-section analysis of this report, only a few of the more important subjects are treated in the following paragraphs.

EQUALIZED TREATMENT

Of those sections of the bill which will put the conduct of Federal activities in Hawaii on a par with their conduct elsewhere, the most important are those which revise the method for computing various Federal grants-in-aid in Hawaii. These include the sections dealing with the Defense Education Act (sec. 15(a)), the Smith-Hughes Vocational Education Act (sec. 15(b)), the Impacted Areas Act (sec. 15(c)), the Interstate and Defense Highways Act (sec. 18), the Vocational Rehabilitation Act (sec. 21), the Water Pollution Control

Act (sec. 24), the Public Health Service Act (sec. 30(d)), and the Social Security Act, including its provisions for old-age assistance, aid to dependent children, aid to the blind, aid to the permanently and totally disabled, and child welfare services (sec. 31). Heretofore, these grants have been computed in a different manner for Hawaii from the way in which they are computed elsewhere. Under H.R. 11602, the method of allocation will become uniform. The dates upon which the new allocation formulas become effective are prescribed in section 49. In some cases, these are slightly delayed in order to avoid disturbing allotments that have already been made to other States or in order to avoid a too sudden transition from the old formula to the new.

MAINTENANCE OF EXISTING ARRANGEMENTS

In a few instances it has been found desirable, notwithstanding Hawaii's admission to statehood, to maintain existing arrangements in Hawaii or between Hawaii and the mainland which differ from those in or between the other States. These cases do not affect the "equal footing" doctrine, but grow out either of Hawaii's geographical location or of historical developments which cannot be ignored. The partial exemption from the Federal transportation tax which travelers to and from Hawaii have heretofore enjoyed is continued by section 19(a); the power of officers of the Coast and Geodetic Survey to act as notaries public outside the continental United States is retained by section 25; provision is made in section 30(b) for continuation of the present arrangements for treatment of lepers, in appropriate cases, in Hawaii instead of at Carville, La.; provision is likewise made in section 37 for maintenance (at least until the Federal Communications Commission reviews the matter thoroughly) of the treatment of telegraphic operations between the mainland and Hawaii as international rather than domestic in character; the provisions of section 91 of the Hawaii Organic Act respective payment into the treasury of the Territory of rentals received for certain properties will remain in force for the State until 1964 under section 43; the existing arrangements for purchases by the State of Hawaii through, and its utilization of space controlled by, the General Services Administration are continued until 1964 by section 45; and the privilege of American vessels and aircraft operating between Hawaii and the west coast of the United States in competition with foreign carriers and with carriers operating from the east coast and the Gulf of Mexico to withdraw supplies from bonded warehouses and the like free of duty and internal revenue taxes is reinstated by section 48.

LANDS AND RECORDS

Section 41 is intended to assure uniformity in the reporting procedure prescribed in section 5(e) of the Hawaii Admission Act. This subsection provided that all Federal agencies having control over land and property in Hawaii which is retained by the United States under the terms of the act shall report to the President on their continued need therefor and that such land and property as the President determines is no longer needed for Federal use shall be conveyed to the State of Hawaii. The committee takes this opportunity to make clear that

subsection (e)'s reference to "land or property that is retained by the United States" includes, in some cases (namely, those covered by subsec. (e)), all land whether it falls within the definition of public land given in the act or not and, in other cases (namely, those covered by subsec. (d)), only public land as that term is there defined.

Section 42 is a clarifying amendment to section 5(b) of the Hawaii Admission Act to make certain that it is in line with section 4 of the same act. The latter refers to "available land" under the Hawaiian Homes Commission Act, where the quoted term is defined. Section 5(b), on the other hand, refers to "public lands." Although it is believed that the latter term is comprehensive enough to include the former, all possibility of doubt concerning the extent of the grant made by section 5(b) will be removed by the amendment.

Section 44 will assist the courts and administrative agencies of the State of Hawaii in performing their functions by transferring to them records, papers, and other materials accumulated by the United States and the Territory of Hawaii in connection with functions which have been transferred to the new State.

PALMYRA, MIDWAY, AND WAKE ISLANDS

The admission of Hawaii as a State of the Union under the terms of Public Law 86-3 left Palmyra Island, which had been a part of the Territory of Hawaii, without any statutorily defined government except with respect to judicial matters. Section 50 of the bill fills this void by providing that executive and legislative authority over the island shall be vested in such person or agency as the President may direct. Similar provision is made for the government of Midway and Wake Islands. Section 50 also permits the administrator, in the case of Palmyra, to have the assistance of the U.S. District Court for the District of Hawaii in connection with civil affairs.

PROVISIONS IN BUDGET DRAFT OMITTED IN H.R. 11602

The draft bill prepared by the Bureau of the Budget contained four provisions which are omitted in H.R. 11602. The section proposing amendments to the Sugar Act of 1948 has been omitted in view of the fact that the Agriculture Committee is now considering various changes in this act and will be in a better position than is the Committee on Interior and Insular Affairs to evaluate the various problems which may be involved in the Bureau of the Budget's proposed section 3.

Subsection (d) of section 15, as proposed by the Bureau of the Budget, which relates to parole and the Federal Youth Corrections Act, has also been omitted. Between the time the bill was drafted and the time it was considered by the committee, the President issued the Executive order referred to in the subsection, thus making its enactment unnecessary.

Two other sections (secs. 36 and 40 of the original draft of bill) which relate to the operation of railroads in Hawaii and the jurisdiction of the Interstate Commerce Commission have been omitted at the request of the Budget Bureau and the Commission. The latter is proposing a reexamination of its position with respect to the matters covered by these sections and will, if it is determined to be appropriate, recommend legislation at a later date.

PROVISIONS ADDED BY H.R. 11602 TO BUDGET DRAFT

H.R. 11602 also includes several items which were not included in the Budget draft of bill. The first is its section 15(e) which, if enacted, will grant \$6 million to the State of Hawaii to assist in the endowment of higher educational institutions in that State for teaching agriculture and the mechanic arts. This provision will, in effect, accord the State of Hawaii treatment similar to that accorded other States admitted to the Union since enactment of the Morrill Act of 1862.

A second addition is section 48 of H.R. 11602 which provides, as has already been pointed out, for restoring to carriers operating between the west coast and Hawaii or Alaska the privilege of withdrawing supplies from bonded warehouses and the like free-of-duty and internal revenue taxes. This is believed by the committee to be justified by the fact that other carriers operating in competition with those just mentioned have this privilege under the Tariff Act of 1930.

COST

The added costs to the Federal Government involved in H.R. 11602 will arise principally in connection with sections 15(e) and 31(a). Section 15(e) authorizes the appropriation of \$6 million for payment to the State of Hawaii for the same uses as under the Morrill Act of July 2, 1862. Section 31(a) eliminates special treatment for Hawaii so that henceforth the determination of its Federal percentage of public assistance grants will be based on relative per capita income as in other States. These are "open-ended" grants and will result in Hawaii receiving about \$215,000 a year more in Federal funds for assistance to the aged, dependent children, blind, and disabled than it now does. Very small increases in cost, a total of less than \$10,000 annually, are also provided in section 15(b).

SECTION-BY-SECTION ANALYSIS

The following analysis of the bill, section by section, which was furnished by the Bureau of the Budget with its original draft of bill has been modified only to the extent necessary to make it correspond to the provisions of H.R. 11602.

SHORT TITLE

Section 1 provides that the act may be cited as the Hawaii Omnibus Act.

PRINTING OUTSIDE UNITED STATES

Section 2 would amend the law which authorizes the Secretary of State, notwithstanding the limitations contained in an 1895 statute, to provide for printing and binding outside the "continental United States" (5 U.S.C. 170g). To remove ambiguity, such phrase would be amended to refer instead to the "States of the United States and the District of Columbia." The 1895 statute (44 U.S.C. 111), requires, with exceptions not now pertinent, that printing for the U.S. Government be done at the Government Printing Office.

SOIL BANK ACT

Section 3 would amend section 113 of the Soil Bank Act (7 U.S.C. 1837), so that henceforth the States of Hawaii and Alaska would be accorded the treatment received by other States under the Conservation Reserve Program. Section 5 of the Alaska Omnibus Act perpetuated the special treatment which Alaska had received as a Territory, so that under the terms of that section, the program applied to the State of Alaska (and to the Territory of Hawaii), only if the Secretary of Agriculture determined that the national interest required it. Section 3 of the Hawaii omnibus legislation proposes to treat both Alaska and Hawaii in the same manner as the other States, and the application of the program to those areas would not be dependent upon a determination by the Secretary of Agriculture.

ARMED FORCES

Section 4 would provide perfecting amendments to title 10 of the United States Code. Subsection (a) amends the definition of the term "Territory" to delete the existing reference to Hawaii. Subsection (b) would amend two definitions in article 2 of the Uniform Code of Military Justice to delete references to "the main group of the Hawaiian Islands." Such references are unnecessary with Hawaii's admission because Hawaii is now a part of the United States. Subsection (c) strikes the special and now unnecessary reference to Hawaii in a section which comprehends all of the States. Subsection (d) deletes authority by which sea transportation may be made available to "Officers and employees of the Territory of Hawaii."

HOME LOAN BANK BOARD

Section 5 would provide perfecting amendments to two statutes administered by the Federal Home Loan Bank Board. The Federal Home Loan Bank Act and the Home Owners' Loan Act of 1933 would each be amended by striking references to Hawaii as a Territory. The sections to be amended are codified at 12 U.S.C. 1422(3) and 1466, respectively.

NATIONAL HOUSING ACT

Section 6 provides perfecting amendments to certain sections of the National Housing Act. The sections, which are codified at 12 U.S.C. 1706d, 1707(d), 1713(a)(7), 1736(d), 1747l(q), and 1748(g), would all be amended to remove superfluous references to Hawaii.

SECURITIES AND EXCHANGE COMMISSION

Section 7 provides amendments to certain statutes administered by the Securities and Exchange Commission. The amendments are perfecting only, merely removing unnecessary references to Hawaii in definitions of the term "State," except for the amendment to section 6(a)(1) of the Investment Company Act of 1940. Such amendment relates to the provision in the Investment Company Act which provides an exemption from the provisions of the act to companies organized under the laws of the territories or possessions which confine offerings of their securities to residents of such territories or possessions.

The effect of the amendment would be to remove Hawaii from the areas (all of which are territories or possessions) to which the special exemption applies, and to accord to Hawaii the same treatment as the other States receive. The sections to be amended are codified at 15 U.S.C. 77b(6), 78c(a)(16), 80a-2(a)(37), 80a-6(a)(1), and 80b-2(a)(18).

SMALL BUSINESS INVESTMENT ACT

Section 8 provides a perfecting amendment to section 103(4) of the Small Business Investment Act of 1958 (15 U.S.C. 662(4)). The amendment would remove a superfluous reference to the Territories of Alaska and Hawaii.

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

Subsection (a) of section 9 would amend the section of the Soil Conservation and Domestic Allotment Act, codified at 16 U.S.C. 590h(b), which relates to the Secretary of Agriculture's utilization of elected county committees in administering the act. In the Territory of Hawaii, county committees have been appointed rather than elected. The amendment would have the effect of extending to Hawaii the same elected committee system as applies elsewhere in the States. Alaska is excepted from the proposed new language in light of the provision contained in section 13(a) of the Alaska Omnibus Act, which was enacted in recognition of the fact that fewer committees are required in Alaska than elsewhere in the States because of Alaska's relatively small soil conservation program.

Subsection (b) would provide an amendment to section 17(a) of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590q(a)), to remove superfluous references to the Territory of Hawaii.

WATER STORAGE AND UTILIZATION

Section 10 amends the law by which the Federal Government assists the States and territories in providing facilities for water storage and utilization. The amendment is perfecting only, merely reflecting the new status of both Alaska and Hawaii. The section to be amended is codified at 16 U.S.C. 590r.

WILDLIFE RESTORATION

Section 11 provides a perfecting amendment to section 2 of the Wildlife Restoration Act (16 U.S.C. 669a), to remove the definition of the term "State". The term is defined by existing law to include the States and the Territory of Hawaii.

FISHERY RESOURCES

Section 12 contains perfecting amendments to the statute, codified at 16 U.S.C. 758-758d, which authorizes the Secretary of the Interior to undertake exploration, investigation, development, and maintenance projects for fishery resources in the Pacific. Inappropriate references to the "Territory" of Hawaii and to the "Hawaiian Islands" would be deleted or modified by the amendments.

FISH RESTORATION

Section 13 provides a perfecting amendment to section 2(d) of the Fish Restoration Act (16 U.S.C. 777a(d)), to remove the definition of the term "State." The term is defined by existing law to include the States and the territory of Hawaii.

CRIMINAL CODE

Subsection (a) of section 14 amends the definition of the term "United States" for purposes of provisions of the Criminal Code relating to narcotics by deleting superfluous references to the territories of Alaska and Hawaii.

Subsections (b) and (c) amend the Federal Youth Corrections Act and a 1958 statute (18 U.S.C. 4208, 4209), relating to parole to make them applicable in the U.S. District Court for the District of Hawaii, which court came into being upon the admission of Hawaii.

EDUCATION

Defense Education Act

Subsection (a) of section 15 of the bill amends section 103(a), paragraphs (2) and (3) of section 302(a), and section 1008 of the National Defense Education Act of 1958 (20 U.S.C. 403, 442, 588), so as to eliminate the special treatment of Hawaii. The amendments to paragraphs (2) and (3) of section 302(a) would provide for treating Hawaii the same as the States in the continental United States so that the per capita income of each State would be compared with the per capita income of the continental United States and Hawaii for purposes of determining the allocation of funds to the States for acquisition of math, science, or modern foreign language equipment. The amendments to sections 103(a) and 1008 would put Hawaii on the same basis as the other States for purposes of allocations to Hawaii of funds for the acquisition of such equipment, funds for State programs of expansion or improvement of public school supervisory services in mathematics, science, or modern foreign language, and funds for counseling and guidance testing programs.

These amendments would, under section 49 of the bill, be effective in the case of allotments for acquisition of equipment based on allotment ratios which are promulgated after August 21, 1959, the date Hawaii was admitted into the Union as a State. They would be effective in the case of allotments for State programs of expansion or improvement of supervisory services, or for counseling and guidance and testing programs, for fiscal years beginning after Hawaii was admitted.

Vocational education

Subsection (b) of section 15 would repeal section 4 of the act of March 10, 1924 (20 U.S.C. 29), which extended the benefits of the Smith-Hughes vocational education law to Hawaii. With the advent of statehood, Hawaii would be entitled to those benefits anyway. Such section 4 also authorized a separate appropriation of \$30,000 annually for this purpose.

Subsection (b) would, in addition, amend sections 2 and 4 of the Smith-Hughes vocational education law (20 U.S.C. 12, 14). These sections provide for allotments to the States for salaries of teachers

and supervisors of agricultural subjects and for teacher-training in agriculture, trades and industries, and home economics, respectively. Both sections include separate appropriations for a \$10,000 minimum allotment provided for the States. The amounts appropriated for the purpose of paying these minimums (\$27,000 and \$98,500, respectively) would be insufficient to provide the minimums for Hawaii as well as the other States, and hence they would be increased by the bill to \$28,500 and \$105,200, respectively.

These amendments would be applicable for fiscal years beginning after Hawaii was admitted into the Union as a State.

Subsection (b) also amends the Vocational Education Act of 1946 to eliminate from the definitions of "State" and "States and Territories" the specific mention of Hawaii (20 U.S.C. 15i, 15jj, and 15ggg). These are purely technical amendments having no substantive effect.

School construction assistance in federally affected areas

Subsection (c) of section 15 of the bill amends paragraph (13) of section 15 of Public Law 815 (81st Cong.), as amended (20 U.S.C. 645), which defines the term "State". The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

School operation assistance in federally affected areas

Subsection (d) of section 15 of the bill amends section 3(d) of Public Law 874 (81st Cong.), as amended (20 U.S.C. 238). This section of the law sets forth the method of determining the local contribution rate used in computing the amount of the payments to local school districts on account of federally connected children attending their schools. The determination of the rate for the territories and possessions, including Hawaii, and for States with substantial unorganized territory for which a State agency is the local educational agency is, however, separately provided for, with the Commissioner of Education authorized to make the determination consistently with the policies and principles provided for the determination of the rate in the case of school districts in other States.

The amendments to this section of the law would eliminate the specific mention of Hawaii as one of the "States" to which the special provision applies, but would make the special provision applicable also to any State in which there is only one local educational agency. This would include Hawaii at present. These amendments would also specifically include Hawaii along with the 49 other States and the District of Columbia for purposes of determining the average per pupil expenditure therein, which is used, in turn, in determining the minimum local contribution rate.

These amendments would be applicable for fiscal years beginning after Hawaii was admitted into the Union as a State.

This subsection also amends paragraph (8) of section 9 of Public Law 874 (20 U.S.C., sec. 244), which defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

Land-grant college aid

Subsection (e) of section 15 of the bill would authorize the appropriation of \$6 million to the State of Hawaii to be held and used subject to the terms of the Morrill Act of July 2, 1862. That act

granted certain public lands to the States and provided that the proceeds from the sale and use of the granted lands be used for the endowment, support, and maintenance of colleges whose leading objective is to teach subjects related to agriculture and mechanic arts. Under the terms of the Morrill Act, the amount granted to the State of Hawaii would have to be safely invested by the State so that the principal will remain forever unimpaired. The interest on the investment may be used only to support the teaching of agriculture and mechanic arts. It may not be used to construct or repair buildings, purchase land, pay administrative personnel, or for research or extension work. It has also been held that funds derived from Morrill Act grants may not be used to support courses in foreign languages, government, history, ethics, logic, military science, psychology, and certain other fields.

IMPORTATION OF MILK AND CREAM

The act of February 15, 1927, as amended by the Alaska Omnibus Act, now applies to importation of milk and cream into the continental United States, including Alaska. Section 16 of the bill would, effective on the date of enactment of this legislation, make this law applicable also to importation of milk and cream into Hawaii. The section to be amended is codified at 21 U.S.C. 149(b).

OPIUM POPPY CONTROL

Section 17 would provide a perfecting amendment to section 12 of the Opium Poppy Control Act of 1942 (21 U.S.C. 188k). It would strike a superfluous reference to the Territory of Hawaii.

HIGHWAYS

Section 18 provides amendments to the highway laws. Subsection (a) amends the definition of the term "State" to reflect Hawaii's admission. Subsection (b) repeals two subsections applicable solely to Hawaii which provide, first, that the system of highways on which funds are to be expended in Hawaii shall be agreed upon by the Secretary of Commerce and the Governor of the Territory; and secondly, that the Secretary is to give preference in Hawaii to projects which will expedite the completion of highways for the national defense or which will connect seaports with units of national parks.

Subsection (c) extends to Hawaii and Alaska the National System of Interstate and Defense Highways, and the succeeding subsections implement that extension with respect to Hawaii. Subsection (d) provides for the apportionment to Hawaii of the sum of \$12,375,000 for the fiscal year 1962. This sum results from applying to Hawaii for the fiscal year 1962 the formula (set forth at 23 U.S.C., sec. 104(b)), which was used in fiscal years 1957 through 1959 in apportioning interstate funds to the States. For purposes of Hawaii, that formula has been applied to the amount estimated to be available for the Interstate System for fiscal year 1962, after an estimated deduction of 1 percent for administrative purposes has been made. In fiscal years subsequent to 1962, Hawaii would receive apportionments under the formula (23 U.S.C. 104(d)(5)) which applies to the other States.

Subsection (e) would amend 23 U.S.C., section 127, which relates to sizes and weights for vehicles using the Interstate System, so that in the case of Hawaii, laws or regulations in effect on February 1, 1960, rather than on July 1, 1956, would apply.

INTERNAL REVENUE

Section 19 contains amendments to the Internal Revenue Code of 1954. All, except for that contained in subsection (a), are perfecting in nature, merely removing references to Hawaii which are now superfluous. Subsection (a) relates to the definition of the term "continental United States" for purposes of the transportation tax. As originally enacted, the term was defined to mean "the existing 48 States and the District of Columbia." Both Alaska and Hawaii were excluded under that definition, and consequently a partial exemption from the transportation tax applied to travel to and from those two areas. Alaska's exclusion from "the continental United States," notwithstanding statehood, was preserved by section 22(b) of the Alaska Omnibus Act, which amended the definition to mean "the District of Columbia and the States other than Alaska." Subsection (a) of this section would preserve the same status for Hawaii, and the arguments for maintaining the existing exemption, which were accepted by the Congress in connection with the Alaska Omnibus legislation, are equally compelling in the case of Hawaii.

The Treasury Department considers that it would be contrary to the intent of the Congress, as expressed in 1956, to remove this partial exemption. The exemption was inserted in the law in 1956 in recognition of the fact that Hawaii is far removed from the States and that transportation between the States and Hawaii involves travel over the high seas. When the exemption amendment was considered in the Senate in 1956, the possible effect of future statehood was discussed in a memorandum submitted by Senator Morse (Congressional Record, Mar. 29, 1956, p. 5212). His statement asserted that statehood should not change the exemption. On this basis, together with the legislative history of the Alaska Omnibus Act, the Treasury Department considers that the partial exemption continues, notwithstanding Hawaii's admission to the Union. Enactment of subsection (a) would confirm that conclusion.

JUDICIARY

Section 20 contains amendments to a section of the judicial code and to a 1950 statute (48 U.S.C. 644a), both of which relate to the special jurisdiction of the U.S. District Court for the District of Hawaii with respect to cases arising on particular Pacific islands. The amendment would strike the reference to Kure Island in each statute, inasmuch as Kure is a part of the State of Hawaii and therefore need not be and should not be specified in the law. Kure, then referred to as Ocean Island, was a part of the official list of the Hawaiian Islands compiled at the time of annexation (S. Doe. 16, 55th Cong., 3d sess., 1898), and it was included in the islands admitted as the new State (see sec. 2 of the Hawaiian Statehood Act).

VOCATIONAL REHABILITATION

Subsection (a) of section 21 of the bill amends section 11(g) of the Vocational Rehabilitation Act (29 U.S.C. 41). This section of the act defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

Subsection (b) of this section of the bill amends subsections (h) and (i) of section 11 of the Vocational Rehabilitation Act. These subsections define the terms "allotment percentage" and "Federal share." The amendments would eliminate the special provisions under which the allotment percentage for Hawaii is set at 50 percent and the Federal share at 60 percent, and would provide for the determination of these to be made in accordance with the relative per capita income of Hawaii, as is done in the case of other States. The amendments would also provide that in determining the allotment percentages and Federal shares for the States, the relative per capita income of each State will be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

These amendments would be effective in the case of allotment percentages and Federal shares promulgated after August 21, 1959. (The present promulgation will be effective until July 1, 1961.) The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it. Also transferred to this bill (in sec. 49, relating to effective dates) are the provisions of the Alaska Omnibus Act which were designed to make more gradual the reduction, under the Vocational Rehabilitation Act, in the allotment percentage and Federal share for Alaska which resulted from treating Alaska fully as a State.

LABOR

Section 22 would provide perfecting amendments to three statutes administered by the Labor Department: the act establishing the U.S. Employment Service, the Fair Labor Standards Act, and the Welfare and Pension Plans Disclosure Act. The sections to be amended are codified at 29 U.S.C. 49b(b), 213(f), 217, and 302(a)(9), respectively. Subsections (a) and (b) delete obsolete references to Alaska and Hawaii; subsection (c) deletes an obsolete reference to the District Court for the Territory of Alaska; and subsection (d), which amends a law enacted after the Alaska Statehood Act, strikes a reference to Hawaii only.

NATIONAL GUARD

Section 23 would strike a reference to Hawaii in the definition of the term "Territory" for purposes of title 32, United States Code, relating to the National Guard.

WATER POLLUTION CONTROL ACT

Subsection (a) of section 24 of the bill amends section 5(h) of the Federal Water Pollution Control Act (33 U.S.C. 466d). This section defines the term "Federal share" which is used for determining the portion of the cost of the water pollution control program in each

State which will be borne by the Federal Government. The amendments would eliminate the special treatment of Hawaii so that Hawaii would have its Federal share determined, as in the case of the other States, on the basis of its relative per capita income and so that, in determining the Federal shares for the States, the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

These amendments would be effective for promulgations of the Federal shares made after Hawaii is admitted. The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

Subsection (b) of this section of the bill amends section 11(d) of the Federal Water Pollution Control Act (33 U.S.C. 466j), which defines State, to eliminate the special mention of Hawaii. This is a purely technical amendment.

COAST AND GEODETIC SURVEY

Section 25 amends the act of August 3, 1956 (33 U.S.C. 875), so as to continue the authority of officers of the Coast and Geodetic Survey to serve as notaries public for personnel of the Survey serving in isolated areas outside the 48 States and the District of Columbia. With the admission of Alaska and Hawaii into the Union, designated officers of the Coast and Geodetic Survey are no longer authorized to exercise the power of notaries public in those areas. Frequently personnel serving outside the continental United States or in Alaska find it necessary to utilize the services of a notary public and are unable to do so without undue personal expense or disruption of the work of the party to which they are attached.

VETERANS' ADMINISTRATION

Subsection (a) of section 26 would amend the law which relates to the authority of the Administrator of Veterans' Affairs to provide hospital care and medical services abroad. The amendment would not change the law, but would merely recognize Hawaii's admission to the Union.

Subsection (b) relates to the authority of the Veterans' Administration under section 903(b) of title 38 (Public Law 85-857), to transport the bodies of veterans who have died in VA facilities. Existing law, as amended by the Alaska Omnibus Act, provides that (a) when a death occurs in the continental United States (including Alaska), transportation may be provided "to the place of burial in the United States (including Alaska)"; and (b) when a death occurs in a Territory, Commonwealth, or possession, transportation may be provided to the place of burial within such Territory, Commonwealth, or possession. Under existing law, therefore, no explicit provision is included for the transportation of deceased veterans from Hawaii to the other States. Similarly, there is no explicit provision for the transportation of deceased veterans from the other States to Hawaii. Moreover, doubt exists whether authority now exists to transport bodies within Hawaii. Subsection (b) of the proposed bill would

confer these three powers on the Administrator, and in so doing would remove the statutory distinctions between Hawaii and the other States. The term "continental United States," as used in the amendment carried in subsection (b), includes Alaska, since section 48 of the Alaska Omnibus Act makes clear that in any law enacted after the Alaska Omnibus Act, the term "continental United States" means the 49 States and the District of Columbia, unless otherwise expressly provided.

Subsection (c) is a perfecting amendment only, to remove an unnecessary reference to Hawaii in the definition of the term "State."

DAVIS-BACON ACT

Section 27 strikes out superfluous references to the Territories of Alaska and Hawaii in the Davis-Bacon Act (40 U.S.C. 276a), which relates to wage rates on certain public projects.

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

Section 28 provides perfecting amendments to the Federal Property and Administrative Services Act of 1949, as amended. By removing references to the continental United States, the first three would have the effect of providing the same treatment for Hawaii as the other States receive. The fourth removes an unnecessary reference to Hawaii in the definition of the term "State." The sections to be amended are codified, respectively at 40 U.S.C. 472(f), 491(j), 514(c), and 522(a).

BUY AMERICAN ACT

Section 29 amends the Buy American Act to remove Hawaii from the definition of the terms "public use," "public building," and "public work". The act will continue to apply to Federal activities in Hawaii, but will not apply to acquisitions by the State of Hawaii. The section to be amended is codified at 41 U.S.C. 10c(b). A similar amendment in the case of Alaska is contained in section 43 of the Alaska Omnibus Act.

PUBLIC HEALTH SERVICE ACT

Subsection (a) of section 30 of the bill amends section 2(f) of the Public Health Service Act (42 U.S.C. 201), which defines the term "State" for purposes of the act. This is a purely technical amendment eliminating the specific inclusion of Hawaii as a State.

Subsection (b) amends section 331 of the Public Health Service Act (42 U.S.C. 255), which relates to treatment of persons afflicted with leprosy. Generally, all such persons are treated at the Carville, La., Leprosarium. However, provision is made for payments from Public Health Service appropriations to Hawaii (when authorized by the appropriations) to enable the latter to provide such care at its own facilities. Subsection (b) of the bill would continue this special provision and merely makes technical amendments to section 331.

Subsection (c) amends section 361 of the Public Health Service Act (42 U.S.C. 264), relating to apprehension and detention of individuals with communicable disease who may be coming into one of the States or a possession from a foreign country, Hawaii, or a possession. The amendment would make this inapplicable to persons coming from

Hawaii, thereby equating Hawaii to the other States insofar as the foreign quarantine provisions are concerned.

Subsection (d) amends section 631(a) of the Public Health Service Act (42 U.S.C. 291i). This section describes the method of determining allotment percentages which are used in the allocation of the appropriations for hospital and medical service facilities construction under title VI of the Public Health Service Act. They are also used in connection with determining the Federal share of the cost of construction. The amendments would eliminate the special treatment for Hawaii so that it would have its percentage based, as in the case of the other States, on its relative per capita income. The amendments would also provide that in determining the allotment percentages of the States, the per capita income of each State will be compared with the per capita of the 50 States (including Hawaii) and the District of Columbia. The Federal share of Hawaii would also be determined in the manner provided for the other States.

These amendments would be applicable in the case of promulgations of allotment percentages and Federal shares made after Hawaii's admission into the Union as a State. The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

This subsection also amends section 631(d) of the Public Health Service Act, which defines the term "States," to eliminate the specific reference to Hawaii. This is a purely technical amendment.

SOCIAL SECURITY ACT

Subsection (a) of section 31 of the bill amends section 1101(a)(8) of the Social Security Act (42 U.S.C. 1301). This section defines the term "Federal percentage" which is used in determining the portion of the expenditures in each State for old-age assistance, aid to dependent children, aid to the blind, or aid to the permanently and totally disabled which will be borne by the Federal Government. The amendments would eliminate the special treatment for Hawaii so that it would have the determination of its Federal percentage made, as in the case of the other States, on the basis of its relative per capita income and so that, in determining the Federal percentages for the States, the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

The amendments to section 1101(a)(8) of the Social Security Act, basing its Federal percentage on its relative per capita income, would be effective for calendar quarters beginning with the calendar quarter in which the bill is enacted. The others would be effective for promulgations of the Federal percentages made after Hawaii's admission into the Union as a State.

Subsection (b) amends section 524 of the Social Security Act (42 U.S.C. 724). This section defines the terms "allotment percentage" and "Federal share" for purposes of determining the allocation of the appropriations for child welfare services under part 3 of title V of the Social Security Act among the States and the portion of the expenditures for this purpose in each State which will be borne by the Federal Government.

The amendments would provide for treating Hawaii the same as the States in the continental United States so that the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia for purposes of determining the Federal percentages and Federal shares for the States.

The amendments made by this subsection of the bill would be effective for promulgations of allotment percentages and Federal shares made after Hawaii was admitted into the Union as a State.

The provisions relating to computations (of allotment percentages and Federal percentages), under sections 524 and 1101(a)(8) of the Social Security Act, made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

Subsection (c) of this section of the bill amends the last sentence of section 202(i) of the Social Security Act (42 U.S.C. 402). This section of the act provides for lump-sum payments in certain cases of death of an individual insured under the old-age, survivors, and disability insurance program. The application for such payments must be filed within 2 years of the date of death, except that, in the case of the death outside the 49 States and the District of Columbia of a member of the Armed Forces (including commissioned officers of the Public Health Service and the Coast and Geodetic Survey) who is "returned" to any of the 49 States, the District, or any U.S. territory or possession for interment or reinterment, the 2-year period begins with such interment or reinterment. This special treatment would no longer be provided in case of deaths in Hawaii. It should be noted that the 2 years may be extended for as much as an additional 2 years if good cause for the failure to file within the initial 2-year period is shown.

These amendments would be effective in the case of deaths occurring on or after the date of Hawaii's admission into the Union as a State.

This subsection of the bill also amends subsections (h) and (i) of section 210 of the Social Security Act (42 U.S.C. 410), which define "State" and "United States" for purposes of the old-age, survivors, and disability insurance program. These are purely technical amendments eliminating the specific inclusion of Hawaii in these terms.

Subsection (d) of this section of the bill amends paragraphs (1) and (2) of section 1101(a) of the Social Security Act (42 U.S.C. 1301), which define "State" and "United States" for purposes of the act. These are also purely technical amendments eliminating the specific inclusion of Hawaii in these terms.

Subsections (e) and (f) contain technical amendments to section 218 of the Social Security Act (42 U.S.C. 418), relating to voluntary agreements for coverage of State and local employees. The amendments would remove references to Hawaii as a territory.

Subsection (g) removes superfluous references to Alaska and Hawaii in a definition of the term "State" (42 U.S.C. 1361(a)).

SMALL RECLAMATION PROJECTS

Section 32 would extend to Hawaii the provisions of the Small Reclamation Projects Act of 1956 (43 U.S.C. 422a et seq.). The act now authorizes the Bureau of Reclamation to make loans and grants

for the construction and rehabilitation and betterment of small projects in the 17 western reclamation States, and it appears that conditions in Hawaii are such that a considerable portion of its irrigation potential could be developed through projects within the scope of the small projects program. In general a small project, for purposes of the act, is a project the cost of which does not exceed \$5 million. A project the estimated cost of which is between \$5 and \$10 million may also qualify, however, under certain circumstances.

CONGRESSIONAL RECORD

Section 33 amends the law relating to the gratuitous distribution of copies of the Congressional Record. Existing law provides that the Governors of the States shall receive one copy in both daily and bound form, while the Governors of the territories receive five in both daily and bound form. The amendment would strike the reference to Hawaii in the latter provision so that the Governor of the new State would be accorded the treatment of a State Governor rather than a Territorial Governor. The section to be amended is codified at 44 U.S.C. 183.

FEDERAL REGISTER

Section 34 amends the Federal Register Act so that henceforth publication in the Federal Register of notice of hearing will be regarded as notice to persons residing in Hawaii, just as it is regarded as notice to persons residing in all other States. Under circumstances described in the statute, such publication is, under existing law, adequate with respect to residents of the continental United States, including Alaska. The amendment would extend the provision to Hawaii as well. The section to be amended is codified at 44 U.S.C. 308.

HOME PORTS OF VESSELS

Section 35 would amend the law (46 U.S.C. 18), which requires "every vessel of the United States" to have a home port in the United States, Alaska, Hawaii, or Puerto Rico. The amendment would strike unnecessary references to Alaska and Hawaii.

MERCHANT MARINE ACT, 1936

Section 36 amends three sections of the Merchant Marine Act, 1936 in order to include shipyards in Hawaii and Alaska among shipyards in which construction and repair work can be carried on for vessels covered by construction and operating subsidies awarded under that act. The sections to be amended are codified at 46 U.S.C. 1155(a), 1176, and 1192, respectively.

COMMUNICATIONS ACT

Section 37 would amend the definition of the term "continental United States" for purposes of section 222 of the Federal Communications Act of 1934 (47 U.S.C. 222), to preserve, at least for the immediate future, Hawaii's exclusion from the definition. As will appear below, further consideration by the Federal Communications Com-

mission may at a later date indicate that other or different amendments are desirable.

Hawaii has historically been regarded as outside the United States for purposes of the transmission of telegraph messages. Section 222 of the Federal Communications Act, which deals with consolidations, and mergers of telegraph carriers, recognized this fact by excluding Hawaii from "domestic telegraph operations" for purposes of that section. This exclusion was apparently based on geographical considerations, rather than on considerations of political status, as evidenced by the fact that Alaska (which at the time of enactment of section 222 in 1943 occupied the same political status as Hawaii), was placed within the continental United States and thus included within domestic telegraph operations. The proposed amendment would preserve Hawaii's exclusion from the continental United States for purposes of section 222. It would, additionally, confirm current practices under which telegraph messages between the mainland and Hawaii are "international telegraph operations" on international frequencies and under an international rate structure.

The amendment to section 222 is necessary now to maintain the status quo, inasmuch as without such an amendment, it could reasonably be argued that Hawaii has, with its admission, become a part of "domestic telegraph operations" for purposes of the section. It may later develop, however, that different amendments may prove more suitable. The Federal Communications Commission has instituted an inquiry (docket No. 13188, In the Matter of Amendment of the Communications Act of 1934, as amended, relating to telegraph service with Hawaii), the purpose of which is to enable the Commission to receive from interested parties their views as to what changes in the Communications Act, if any, the Commission should recommend to the Congress. Before making a determination as to what changes it recommends, other than the foregoing which would merely preserve current arrangements, the Federal Communications Commission will require more time to complete its inquiry.

AIRCRAFT LOAN GUARANTEES

Section 38 would provide a perfecting amendment to the 1957 statute (set out as a note following 49 U.S.C. 1324), which authorizes loans for the purchase of aircraft and equipment. The amendment removes a reference to the "Territory" of Hawaii.

REAL PROPERTY TRANSACTIONS

Section 39 amends the statute which requires the Director of the Office of Civil and Defense Mobilization to come into agreement with the Armed Services Committees of the Congress with respect to certain real property transactions. The amendment would in effect remove a superfluous reference to Hawaii. The section to be amended is codified at 50 U.S.C. 2285(c).

SELECTIVE SERVICE

Section 40 would remove an unnecessary reference to Hawaii in the section of the Universal Military Training and Service Act which

defines the term "United States" (50 U.S.C., app. 466(b)). The amendment is perfecting only.

REPORTS ON FEDERAL LAND USE

Section 41 would implement section 5(e) of the Hawaiian Statehood Act, which requires each Federal agency to report within 5 years following Hawaii's admission to the Union on certain Federal land or property in Hawaii over which it has control. The report must state "the facts regarding (the agency's) * * * continued need for such land or property," and if the President decides that it is no longer needed by the United States, it must be conveyed to the State. The amendment carried in section 43 would require the President to prescribe uniform procedures governing the agency reports. Unless such procedures are prescribed, agency reports can be expected to differ materially in nature and extent, and they may lack sufficient coordination with other agencies.

HAWAIIAN HOMES COMMISSION LANDS

Section 42 would correct a possible defect in the conveyance of lands to Hawaii under the Statehood Act. Section 5(b) conveys to the new State, with exceptions not now pertinent, all public lands ceded and transferred by the Republic of Hawaii to the United States at the time of annexation. The definition of the lands conveyed by that section, however, contained in section 5(g), differs from the definition of the lands which could, as a matter of law, comprise lands made available to the Hawaiian Homes Commission (see 48 U.S.C. 692(a)(2), 663(3), 697). The "available lands" for Hawaiian Homes Commission purposes may not, in fact, include lands that were not ceded land, but in order to establish with certainty that all "available lands" have been transferred to Hawaii, the further phrase proposed to be added by section 44 is necessary.

LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

Section 43 relates to section 91 of the Hawaiian Organic Act (48 U.S.C. 511), under which the public property of the Republic of Hawaii which had been ceded to the United States at the time of annexation was placed in the possession, use, and control of the Territory until taken for the uses and purposes of the United States. If so taken, but if not used for public purposes, the section further provided that any rent or consideration received by the United States from such public property, if leased, rented, or granted upon revocable permit to private parties, would be covered into the treasury of the Territory. Section 46 would provide that during the 5-year period immediately following Hawaii's admission, any such rentals or other consideration would continue to be paid to the treasury of Hawaii. The 5-year term was selected because by the end of that period, Federal agencies will have assessed their need for retaining all such property, and that which is no longer required by the United States will be conveyed to the State.

TRANSFER OF RECORDS

Section 44(a) provides for the transfer to the State of records, and other papers, noncurrent as well as current, accumulated in connection with functions which have been assumed by the State. Certain court records, for example, created by courts and court officers established by the Organic Act, might have the status of Federal records, yet their successor State courts and officers can be expected to have a continuing need for such records. There would also be transferred records and other papers in the custody of the Public Archives of Hawaii.

Subsection (b) relates to books and other materials, principally legal reference materials, which have been made available to Territorial courts and agencies to enable them better to perform functions conferred upon them by the Hawaiian Organic Act and related statutes.

USE OF GSA SERVICES OR FACILITIES

Section 45 would permit the State of Hawaii to use services or facilities of the General Services Administration, upon payment of compensation therefor, for an interim period ending August 21, 1964. Under this provision the State of Hawaii could make purchases through the General Services Administration, as the Territory was enabled to do under a provision contained in annual Interior Department appropriation acts. It could also utilize space in certain Federal properties in Hawaii under the control of the General Services Administration.

PURCHASES OF TYPEWRITERS

Section 46 amends a paragraph of the current Independent Offices Appropriation Act (Public Law 86-255), which prohibits the use of funds "Within the continental limits of the United States" for the purchase of typewriters unless the purchase conforms to regulations issued under the Federal Property and Administrative Services Act. The amendment would have the effect of placing Hawaii (and Alaska) within the continental limits of the United States for this purpose. The language to be amended is contained in the paragraph headed "General Provisions" under the portion of title I which is devoted to the General Services Administration (73 Stat. 500, 507).

FEDERAL MARITIME BOARD

Section 47 corrects a typographical error in section 18(a) of the Hawaii Statehood Act which, as enacted, provides that nothing contained in the act shall be construed "is conferring" certain jurisdiction on the Interstate Commerce Commission.

TARIFF ACT OF 1930

Section 48 would amend section 309(a) of the Tariff Act of 1930, as amended (19 U.S.C. 1309(a)) to restore to United States and foreign vessels and aircraft the privilege of withdrawing supplies from customs and internal-revenue custody free of duty and internal-revenue taxes for use in domestic trade between Hawaii and the rest of the United States and between Alaska and the rest of the United States. Such a

privilege existed while Hawaii and Alaska were Territories but ceased, under the terms of the Tariff Act, when Hawaii and Alaska became States. The privilege extends to carriers in foreign trade, including those traveling from the rest of the United States through Hawaii and Alaska to foreign ports. With few exceptions, it does not now extend to carriers in domestic trade.

EFFECTIVE DATES

The provisions of section 49 of the bill, which contains the effective dates for certain of the amendments included in the earlier sections, have been discussed for the most part in the above discussion of the amendments.

ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

Section 50 confers upon such officers and agencies as the President designates all executive and legislative authority necessary for discharging the responsibilities of civil government on Palmyra, Midway, and Wake. The first sentence of the section is similar to the authority already conferred by the Congress in the case of American Samoa (48 U.S.C. 1431a(c) and the Trust Territory of the Pacific Islands (68 Stat. 330). The section confers more limited judicial authority, however, inasmuch as the act of June 15, 1950 (48 U.S.C. 644a), as amended by the Hawaiian Statehood Act, already confers certain jurisdiction over civil and criminal cases arising on such islands to the Federal District Court in Hawaii. Under the terms of existing law, Federal admiralty law applies to such cases. Under the provisions of the proposed section 50, judicial authority, other than that contained in the 1950 act, is also conferred. Under the authority contained in the section, those charged with the administration of the islands in question could create local courts and could vest in them jurisdiction over matters not covered by the 1950 statute, such as automobile traffic offenses.

The second sentence of the section authorizes the person designated by the President to administer Palmyra to place additional jurisdiction, judicial functions, and duties in the District Court of Hawaii. Prior to statehood, Palmyra was a part of the Territory of Hawaii, and Hawaiian laws thus applied to it. These included the Territory's land registration laws, a matter of significance in the case of Palmyra in light of the litigation which has arisen on this subject (see *United States v. Fullard-Leo*, 331 U.S. 256 (1947)). It is therefore likely that the agency charged with Palmyra's administration, now the Interior Department, will wish to arrange for a land registration system for the island, and use of the District Court of Hawaii for this purpose would seem appropriate. Given the virtually uninhabited nature of Palmyra, it would be unwise for the administrator to create a local court solely for the purpose of providing a land registration system. The authority contained in the last sentence is not restricted to land registration, for it may develop that the services of the District Court will be required in other judicial matters as well, but it currently appears that land registration may be the only subject involved.

OTHER SUBJECTS

Section 51 is designed to avoid any inference, from the inclusion of amendments to certain statutes and the omission of amendments to others, that it is intended to affect the applicability in or to Hawaii of statutes not so amended.

SEPARABILITY

Section 52 provides a separability clause.

EXECUTIVE COMMUNICATION

The executive communication of February 12, 1960, and a statement dated February 29, 1960, from the Bureau of the Budget concerning costs to the Federal Government are set forth below:

EXECUTIVE OFFICE OF THE PRESIDENT,
BUREAU OF THE BUDGET,
Washington, D.C., February 12, 1960.

HON. SAM RAYBURN,
Speaker of the House of Representatives,
Washington, D.C.

MY DEAR MR. SPEAKER: There is forwarded herewith a draft of legislation "To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes."

This proposal is designed to make those changes in Federal laws which have become necessary and desirable because of Hawaii's admission into the Union "on an equal footing with the other States in all respects whatever." The President noted in his 1961 budget message to the Congress that "as in the case of Alaska, comprehensive legislation will be necessary to enable Hawaii to take its place as the equal of the other 49 States. Recommendations will be transmitted to the Congress concerning those changes needed in Federal laws in order to bring Hawaii under the same general laws, rules and policies as are applicable to the other States."

The proposed legislation would (1) make Hawaii eligible to participate in a number of Federal programs on a comparable basis with the other States; (2) authorize measures to facilitate an orderly transition; (3) determine the applicability or inapplicability of certain Federal laws to Hawaii; (4) delete inappropriate references to the "Territory of Hawaii" in Federal statutes and make other necessary technical and perfecting amendments; and (5) provide for the civil government of Palmyra, Midway, and Wake Islands.

Hawaii already participates in the majority of Federal grant-in-aid programs on the same basis as other States. There are a number of Federal grant-in-aid programs, however, under which Hawaii is still accorded, as it was when a Territory, treatment different from that of other States. In accordance with the principle that Hawaii, as a full and equal member of the Union, should not receive more or less favorable treatment than other States, the proposed legislation would amend pertinent laws providing Federal assistance for national defense education, vocational education, school construction and operation in federally affected areas, construction of interstate and defense highways, vocational rehabilitation, water pollution control, hospital and

medical facilities construction, old-age assistance, aid to dependent children, aid to the blind, aid to the permanently and totally disabled, and child welfare services to bring Hawaii under the apportionment and matching formulas or other provisions applicable to the 49 States as soon as possible.

Under the provisions of the legislative proposal both Hawaii and Alaska would be accorded the treatment received by other States under the conservation reserve program. At present the program applies to these States only if the Secretary of Agriculture determines that the national interest requires it. Hawaii also would be brought under the Small Reclamation Projects Act of 1956 which now authorizes Federal assistance for the development of small irrigation projects in the 17 Western States. The Soil Conservation and Domestic Allotment Act would be amended to provide for the election of members of county committees as in the other States. Members of such committees in Hawaii are at present appointed by the Secretary of Agriculture.

Several sections of the draft bill are concerned primarily with transitional problems. To assist the State in achieving an orderly transition, the General Services Administration would be authorized to provide space in Federal buildings and other services to the State of Hawaii during an interim period. The bill also would provide for transfer to the State of official records and papers. For a 5-year transitional period the State would be accorded the same rights as formerly possessed by the Territorial government with respect to income derived by the Federal Government from the lease or rental of public properties of the Republic of Hawaii which were ceded to the United States at the time of annexation. Section 5(e) of the Hawaii Statehood Act requires each Federal agency to report within 5 years following Hawaii's admission into the Union on its need for certain Federal lands or properties in Hawaii over which it has control. The proposed legislation would require the President to prescribe procedures to assure that the reports on Federal land needs in Hawaii are prepared in accordance with uniform policies and properly coordinated.

The proposed legislation would extend the applicability of certain Federal laws to Hawaii. These include a portion of the Investment Company Act of 1940, not hitherto applicable to certain Hawaiian companies; the Federal Youth Corrections Act; certain provisions relating to parole; the act of February 15, 1927 relating to the importation of milk and cream; a statute relating to the transportation of bodies of veterans who have died in Veterans' Administration facilities; section 29 of the Federal Register Act relating to notice of hearings; and sections of the Merchant Marine Act of 1936 which designate shipyards authorized to construct and repair vessels receiving Federal subsidies. Those parts of the Interstate Commerce Act dealing with regulation of railroad and pipeline carriers, motor carriers, water carriers, and freight forwarders and related laws would be made inapplicable to Hawaii. Due to the peculiarities of Hawaii's geographical position and the character of its transportation services, the Interstate Commerce Commission has recommended that Hawaii be exempt from its jurisdiction. Jurisdiction over water transportation between ports of Hawaii and ports of other States is vested by the Hawaii Statehood Act in the Federal Maritime Board and would be unaffected. Hawaii also would retain its partial exemption from the tax on transportation.

The draft bill would amend the definition of the term "continental United States" in section 222 of the Federal Communications Act of 1934 so as to preserve Hawaii's exclusion from that definition. Section 222, which deals with consolidations and mergers of telegraph carriers, excluded Hawaii from "domestic telegraph operations" for purposes of the section. The amendment would preserve present arrangements under which telegraph messages between the mainland and Hawaii are classified as "international telegraph operations" pending the outcome of proceedings which have been instituted by the Federal Communications Commission to determine whether Hawaii should remain in the international, rather than the domestic, category.

Section 5(b) of the Hawaii Statehood Act would be amended to correct a possible defect in the conveyance of lands to Hawaii. Section 5(b) conveys to the new State, with certain exceptions, all public lands ceded and transferred by the Republic of Hawaii to the United States at the time of annexation. It is not entirely certain, however, whether the definition of lands conveyed by section 5(b) includes all the lands defined as "available lands" for Hawaiian Homes Commission purposes. The proposed amendment would establish with certainty that all "available lands" have been transferred to Hawaii. Many of the provisions of the draft bill are essentially technical and perfecting in nature and either eliminate inappropriate references to Hawaii or make other language changes which are considered appropriate because of Hawaii's changed status.

The Hawaii Statehood Act provides that the State boundaries shall include all of the islands and territorial waters of the Territory of Hawaii, except the island of Palmyra. The Statehood Act makes no provision for the civil government of Palmyra, other than including Palmyra within the Hawaii Federal judicial district and extending the criminal and civil jurisdiction of the U.S. District Court for the District of Hawaii to the island. The proposed legislation would confer upon such persons and agencies as the President may designate all executive and legislative authority necessary for discharging the responsibilities of civil government on Palmyra Island. The provision would apply also to Midway and Wake Islands whose status is comparable to that of Palmyra. The person designated by the President to administer Palmyra would be authorized to place additional jurisdiction and functions in the District Court of Hawaii, including a land registration system for the Island.

The Bureau of the Budget urges early and favorable consideration of the proposed legislation, since its enactment is required to provide for the orderly transition of Hawaii from territorial status to full statehood.

Sincerely yours,

(Signed) ELMER B. STAATS,
Deputy Director.

A BILL To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Hawaii Omnibus Act".

PRINTING OUTSIDE UNITED STATES

SEC. 2. Subsection (a) of section 2 of the Act of August 1, 1956 (70 Stat. 890), is amended by striking out the words "the continental United States" and inserting in lieu thereof the words "the States of the United States and the District of Columbia".

SUGAR ACT

SEC. 3. Section 101(j), 203, 205(a), 209(a), 209(c), and 307 of the Sugar Act of 1948, as amended, are each amended by striking out the words "the Territory of" in each place where they appear therein.

SOIL BANK ACT

SEC. 4. Section 113 of the Soil Bank Act, as amended, is amended to read as follows: "This subtitle B shall apply to the several States and, if the Secretary determines it to be in the national interest, to the Commonwealth of Puerto Rico and the Virgin Islands; and as used in this subtitle B, the term 'State' includes Puerto Rico and the Virgin Islands."

ARMED FORCES

SEC. 5. (a) Title 10, United States Code, section 101(2), is amended by striking out the words "Hawaii or".

(b) Title 10, United States Code, sections 802(11) and 802(12), are each amended by striking out the words "the main group of the Hawaiian Islands,".

(c) Title 10, United States Code, section 2662(c), is amended by striking out the word ", Hawaii,".

(d) Title 10, United States Code, is amended by striking out clause (6) of section 4744; by renumbering clauses (7) through (9) as clauses (6) through (8); by amending redesignated clause (8) to read as follows: "The families of persons described in clauses (1), (2), (4), (5), and (7)."; and by striking out the words "clause (8) or (9)" in the last sentence of such section and inserting in lieu thereof the words "clause (7) or (8)".

HOME LOAN BANK BOARD

SEC. 6. (a) Paragraph (3) of section 2 of the Federal Home Loan Bank Act, as amended, is further amended by striking out the words "the Virgin Islands of the United States, and the Territory of Hawaii" and by inserting in lieu thereof the words "and the Virgin Islands of the United States".

(b) Section 7 of the Home Owners' Loan Act of 1933, as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

NATIONAL HOUSING ACT

SEC. 7. The National Housing Act is amended by striking out the word "Hawaii," in sections 9, 201(d), 207(a)(7), 601(d), 713(q), and 801(g).

SECURITIES AND EXCHANGE COMMISSION

SEC. 8. (a) Paragraph (6) of section 2 of the Securities Act of 1933, as amended, is further amended by striking out the word "Hawaii,".

(b) Paragraph (16) of section 3(a) of the Securities Exchange Act of 1934, as amended, is further amended by striking out the word "Hawaii,".

(c) Paragraph (37) of section 2(a) and paragraph (1) of section 6(a) of the Investment Company Act of 1940, as amended, are each amended by striking out the word "Hawaii,".

(d) Paragraph (18) of section 202(a) of the Investment Advisers Act of 1940, as amended, is further amended by striking out the word "Hawaii,".

SMALL BUSINESS INVESTMENT ACT

SEC. 9. Paragraph (4) of section 103 of the Small Business Investment Act of 1958 is amended by striking out the words "the Territories of Alaska and Hawaii,".

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

SEC. 10. (a) Section 8(b) of the Soil Conservation and Domestic Allotment Act, as amended, is further amended by striking out the words "in the continental United States, except in Alaska," and inserting in lieu thereof the words "in the States of the Union, except Alaska,".

(b) Section 17(a) of the Soil Conservation and Domestic Allotment Act, as amended, is further amended to read as follows: "This Act shall apply to the States, the Commonwealth of Puerto Rico, and the Virgin Islands, and, as used in this Act, the term 'State' includes Puerto Rico and the Virgin Islands."

WATER STORAGE AND UTILIZATION

SEC. 11. Section 1 of the Act of August 28, 1937 (50 Stat. 869), as amended, is further amended by striking out the words "the United States, including the Territories of Alaska and Hawaii, and Puerto Rico and the Virgin Islands" and inserting in lieu thereof the words "the States of the United States and in Puerto Rico and the Virgin Islands".

WILDLIFE RESTORATION

SEC. 12. Section 2 of the Act of September 2, 1937 (50 Stat. 917), as amended, is further amended by striking out the words "; and the term 'State' shall be construed to mean and include the several States and the Territory of Hawaii".

FISHERY RESOURCES

SEC. 13. The Act of August 4, 1947 (61 Stat. 726), is amended—

(a) by striking out the words “the Territories and island possessions of the United States” and inserting in lieu thereof the words “the United States and its island possessions” in sections 1 and 2;

(b) by striking out the words “Territory of Hawaii and” in section 1;

(c) by striking out the word “Territorial” and inserting in lieu thereof the word “State” in section 3; and

(d) by striking out the words “Hawaiian Islands” and “Territory of Hawaii” and inserting in lieu thereof, in both cases, the words “State of Hawaii” in section 4.

FISH RESTORATION

SEC. 14. Section 2(d) of the Act of August 9, 1950 (64 Stat. 431), as amended, is further amended by striking out the words “; and the term ‘State’ shall be construed to mean and include the several States and the Territory of Hawaii”.

CRIMINAL CODE

SEC. 15. (a) Title 18, United States Code, section 1401, is amended by striking out the words “the Territory of Alaska, the Territory of Hawaii,”.

(b) Title 18, United States Code, section 5024, is amended by striking out the words preceding the first comma and inserting in lieu thereof the words “This chapter shall apply in the States of the United States”.

(c) Section 6 of Public Law 85-752, as amended, is further amended by striking out the words preceding the first comma and inserting in lieu thereof the words “Sections 3 and 4 of this Act shall apply in the States of the United States”.

(d) Notwithstanding subsections (b) and (c) of this section, sections 4208 and 4209 and chapter 402 of title 18, United States Code, shall not apply in Alaska until July 7, 1961, or until the effective date of the Executive order referred to in section 18 of the Act of July 7, 1958 (72 Stat. 339, 350), providing for the admission of the State of Alaska into the Union, whichever occurs first.

EDUCATION

National Defense Education Act

SEC. 16. (a)(1) Subsection (a) of section 103 of the National Defense Education Act of 1958, relating to definition of State, is amended by striking out “Hawaii,” each time it appears therein.

(2)(A) Paragraph (2), and subparagraph (C) of paragraph (3), of subsection (a) of section 302 of such Act, relating to allotments for science, mathematics, and foreign language instruction equipment, are each amended by striking out “continental United States” each time it appears therein and inserting in lieu thereof “United States”.

(B) Effective in the case of promulgations of allotment ratios made, under section 302 of such Act, after enactment of this Act and before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska, subparagraph (B) of such paragraph (3) is amended to read:

“(B) The term ‘United States’ means the continental United States (excluding Alaska) and Hawaii.”

(C) Effective in the case of promulgations of allotment ratios made under such section 302 after such data for a full year are available from the Department of Commerce, subparagraph (B) of such paragraph (3) is amended to read:

“(B) The term ‘United States’ means the fifty States and the District of Columbia.”

Promulgations of allotment ratios made under such section 302 after such data for a full year are available from the Department of Commerce, but before such data are available therefrom for a full three-year period, shall be based on such data for such one full year or, when such data are available for a two-year period, for such two years.

(3) Section 1008 of such Act, relating to allotments to territories, is amended by striking out “Hawaii,”.

Vocational Education

(b)(1) Section 4 of the Act of March 10, 1924 (43 Stat. 18), extending the benefits of the Smith-Hughes vocational education law to Hawaii, is repealed.

(2) The last sentence of section 2 of the Act of February 23, 1917 (39 Stat. 930), relating to allotments for salaries of teachers of agricultural subjects, is amended by striking out “\$27,000” and inserting in lieu thereof “\$28,500”. The last sentence of section 4 of such Act, as amended, relating to allotments for teacher-training, is amended by striking out “\$98,500” and inserting in lieu thereof “\$105,200”.

(3) Paragraph (1) of section 2 of the Vocational Education Act of 1946, relating to definition of States and Territories, is amended by striking out “the Territory of Hawaii,”.

(4) Subsection (e) of section 210 and subsection (a) of section 307 of such Act, relating to definition of State, are each amended by striking out “Hawaii,”.

School Construction Assistance in Federally-Affected Areas

(c) Paragraph (13) of section 15 of the Act of September 23, 1950 (64 Stat. 967), as amended, relating to definition of State, is amended by striking out “Hawaii,”.

School Operation Assistance in Federally Affected Areas

(d)(1) The material in the parentheses in the first sentence of subsection (d) of section 3 of the Act of September 30, 1950, as amended, relating to determination of local contribution rate, is amended to read: “(other than a local educational agency in Puerto Rico, Wake Island, Guam, or the Virgin Islands, or in a State in which a substantial proportion of the land is in unorganized territory for which a State agency is the local educational agency, or in a State in which there is only one local educational agency)”.

(2) The fourth sentence of such subsection is amended by striking out "in the continental United States (including Alaska)" and inserting in lieu thereof "(other than Puerto Rico, Wake Island, Guam, or the Virgin Islands)" and by striking out "continental United States" in clause (ii) of such sentence and inserting in lieu thereof "United States (which for purposes of this sentence and the next sentence means the fifty States and the District of Columbia)". The fifth sentence of such subsection is amended by striking out "continental" before "United States" each time it appears therein and by striking out "(including Alaska)".

(3) The last sentence of such subsection is amended by striking out "Hawaii," and by inserting after "for which a State agency is the local educational agency," the following: "or in any State in which there is only one local educational agency,".

(4) Paragraph (8) of section 9 of such Act, relating to definition of State, is amended by striking out "Hawaii,".

IMPORTATION OF MILK AND CREAM

SEC. 17. Subsection (b) of section 9 of the Act of February 15, 1927 (44 Stat. 1103), as amended, is amended to read:

"(b) The term 'United States' means the fifty States and the District of Columbia."

OPIUM POPPY CONTROL

SEC. 18. Section 12 of the Opium Poppy Control Act of 1942, as amended, is further amended by deleting therefrom the words "the Territory of Hawaii,".

HIGHWAYS

SEC. 19. (a) The definition of the term "State" in title 23, United States Code, section 101(a), is amended to read as follows:

"The term 'State' means any one of the fifty States, the District of Columbia, or Puerto Rico."

(b) Sections 103(g) and 105(e) of title 23, United States Code, are repealed.

(c) Section 103(d) of title 23, United States Code, is amended to read as follows:

"(d) The Interstate System shall be designated within the United States, including the District of Columbia, and it shall not exceed forty-one thousand miles in total extent. It shall be so located as to connect by routes, as direct as practicable, the principal metropolitan areas, cities, and industrial centers, to serve the national defense and, to the greatest extent possible, to connect at suitable border points with routes of continental importance in the Dominion of Canada and the Republic of Mexico. The routes of this system, to the greatest extent possible, shall be selected by joint action of the State highway departments of each State and the adjoining States, subject to the approval by the Secretary as provided in subsection (e) of this section. All highways or routes included in the Interstate System as finally approved, if not already coincident with the primary system, shall be added to said system without regard to the mileage limitation set forth in subsection (b) of this section. This system may be located both in rural and urban areas."

(d) Notwithstanding any other provision of law, for the purpose of expediting the construction, reconstruction or improvement, inclusive of necessary bridges and tunnels, of the Interstate System, including extensions thereof through urban areas, designated in accordance with section 103(d) of title 23, United States Code, as amended by section 1 of this Act, the sum of \$12,375,000 shall be apportioned to the State of Hawaii out of the sum authorized to be appropriated for the Interstate System for the fiscal year ending June 30, 1962, under the provisions of section 108(b) of the Federal-Aid Highway Act of 1956 (70 Stat. 374), as amended by section 7(a) of the Federal-Aid Highway Act of 1958 (72 Stat. 89), such apportionment to be made at the same time such funds are apportioned to other States. The total sum to be apportioned under section 104(b)(5) of title 23, United States Code, for the fiscal year ending June 30, 1962, among the States other than Hawaii, shall be reduced by said sum apportioned to the State of Hawaii under this section. The Secretary of Commerce shall apportion funds to the State of Hawaii for the Interstate System for the fiscal year 1963 and subsequent fiscal years pursuant to the provisions of said section 104(b)(5) of title 23, United States Code, and, in preparing the estimates required by that section, he shall take into account the apportionment made to the State of Hawaii under this section.

(e) Section 127 of title 23, United States Code, is amended by adding at the end thereof the following sentence: "With respect to the State of Hawaii, laws or regulations in effect on February 1, 1960, shall be applicable for the purposes of this section in lieu of those in effect on July 1, 1956."

INTERNAL REVENUE

SEC. 20. (a) Section 4262(c)(1) of the Internal Revenue Code of 1954 (relating to the definition of "continental United States" for purposes of the tax on transportation of persons) is amended to read as follows:

"(1) CONTINENTAL UNITED STATES.—The term 'continental United States' means the District of Columbia and the States other than Alaska and Hawaii."

(b) Section 2202 of the Internal Revenue Code of 1954 (relating to missionaries in foreign service) is amended by striking out "the State, the District of Columbia, or Hawaii" and inserting in lieu thereof "the State or the District of Columbia".

(c) Section 3121(e)(1) of the Internal Revenue Code of 1954 (relating to a special definition of "State") is amended by striking out "Hawaii,".

(d) Sections 3306(j) and 4233(b) of the Internal Revenue Code of 1954 (each relating to a special definition of "State") are amended by striking out "Hawaii, and".

(e) Section 4221(d)(4) of the Internal Revenue Code of 1954 (relating to a special definition of "State or local government") is amended to read as follows:

"(4) STATE OR LOCAL GOVERNMENT.—The term 'State or local government' means any State, any political subdivision thereof, or the District of Columbia."

(f) Section 4502(5) of the Internal Revenue Code of 1954 (relating to definition of "United States") is amended by striking out "the Territory of Hawaii,".

(g) Section 4774 of the Internal Revenue Code of 1954 (relating to territorial extent of law) is amended by striking out "the Territory of Hawaii,".

(h) Section 7653(d) of the Internal Revenue Code of 1954 (relating to shipments from the United States) is amended by striking out ", its possessions or the Territory of Hawaii" and inserting in lieu thereof "or its possessions".

(i) Section 7701(a)(9) of the Internal Revenue Code of 1954 (relating to the definition of "United States") is amended by striking out ", the Territory of Hawaii,".

(j) Section 7701(a)(10) of the Internal Revenue Code of 1954 (relating to definition of State) is amended by striking out "the Territory of Hawaii and".

(k) The amendments contained in subsections (a) through (j) of this section shall be effective as of August 21, 1959.

JUDICIARY

SEC. 21. Title 28, United States Code, section 91, and the Act of June 15, 1950 (64 Stat. 217), as amended, are each amended by striking out the words "Kure Islands,".

VOCATIONAL REHABILITATION

SEC. 22. (a) Subsection (g) of section 11 of the Vocational Rehabilitation Act, relating to definition of State, is amended by striking out "Hawaii,".

(b) (1) Subsections (h) and (i) of such section, relating to definition of allotment percentages and Federal shares for purposes of allotment and matching for vocational rehabilitation services grants, are each amended by striking out "continental United States" and inserting in lieu thereof "United States" and by striking out "(including Alaska)".

(2) Paragraph (1) of such subsection (h) is further amended by striking out "the allotment percentage for Hawaii shall be 50 per centum, and" in clause (B).

(3) Subsection (h) of such section is further amended by adding at the end thereof the following new paragraphs:

"(3) Promulgations of allotment percentages and computations of Federal shares made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe for Alaska an allotment percentage of 75 per centum and a Federal share of 60 per centum and, for purposes of such promulgations and computations, Alaska shall not be included as part of the 'United States'. Promulgations and computations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.

"(4) The term 'United States' means (but only for purposes of this subsection and subsection (i)) the fifty States and the District of Columbia."

(4) Subsection (i) of such section is further amended by striking out "the Federal share for Hawaii shall be 60 per centum, and" in clause (B).

LABOR

SEC. 23. (a) Section 3(b) of the Act of June 6, 1933 (48 Stat. 114), as amended, is further amended by striking out the words "Alaska, Hawaii, Puerto Rico," and inserting in lieu thereof the words "Puerto Rico".

(b) Section 13(f) of the Fair Labor Standards Act, as amended, is further amended by striking out the words "Alaska; Hawaii;".

(c) Section 17 of the Fair Labor Standards Act, as amended, is further amended by striking out the words "the District Court for the Territory of Alaska,".

(d) Section 3(a) of the Welfare and Pension Plans Disclosure Act is amended by striking out the word "Hawaii,".

NATIONAL GUARD

SEC. 24. Title 32, United States Code, section 101(1), is amended by striking out the words "Hawaii or".

WATER POLLUTION CONTROL ACT

SEC. 25. (a)(1) Subsection (h) of section 5 of the Federal Water Pollution Control Act, relating to Federal share for purposes of program operation grants, is amended by striking out "continental United States" and inserting in lieu thereof "United States", by striking out "(including Alaska)", and by striking out, in clause (B) of paragraph (1), "for Hawaii shall be 50 per centum, and '.

(2) Such subsection is further amended by adding at the end thereof the following new paragraphs:

"(3) As used in this subsection, the term 'United States' means the fifty States and the District of Columbia.

"(4) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years."

(b) Subsection (d) of section 11 of such Act, relating to definition of State, is amended by striking out "Hawaii,".

COAST AND GEODETIC SURVEY

SEC. 26. The first sentence of section 1 of the Act of August 3, 1956 (70 Stat. 988), is amended by striking out the words "the several States" and inserting in lieu thereof the words "the States of the continental United States, excluding Alaska".

VETERANS' ADMINISTRATION

SEC. 27. (a) Title 38, United States Code, section 624(a) is amended by striking out the words "outside the continental limits of the United States, or a Territory, Commonwealth, or possession of the United States" and inserting in lieu thereof "outside any State".

(b) The first sentence of title 38, United States Code, section 903(b), is amended to read as follows: "In addition to the foregoing, when such a death occurs in the continental United States or Hawaii, the Administrator shall transport the body to the place of burial in the continental United States or Hawaii."

(c) Title 38, United States Code, section 2007(c), is amended by striking out the word "Hawaii,".

DAVIS-BACON ACT

SEC. 28. Section 1 of the Act of March 3, 1931 (46 Stat. 1494), as amended, is further amended by striking out the words ", the Territory of Alaska, the Territory of Hawaii,".

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

SEC. 29. The Federal Property and Administrative Services Act of 1949, as amended, is further amended by—

(a) striking out the words "continental United States (including Alaska), Hawaii," in section 3(f) and inserting in lieu thereof the words "States of the Union, the District of Columbia,";

(b) striking out the words "continental United States, its Territories, and possessions" in section 211(j) and inserting in lieu thereof the words "States of the Union, the District of Columbia, Puerto Rico, and the possessions of the United States",

(c) striking out the words "continental limits of the United States" in section 404(c) and inserting in lieu thereof the words "States of the Union and the District of Columbia"; and

(d) striking out the words "and the Territory of Hawaii" in section 702(a).

BUY AMERICAN ACT

SEC. 30. Section 1(b) of title III of the Act of March 3, 1933 (47 Stat. 1520), as amended, is amended by striking out the word "Hawaii,".

PUBLIC HEALTH SERVICE ACT

SEC. 31. (a) Subsection (f) of section 2 of the Public Health Service Act, relating to definition of State, is amended by striking out "Hawaii,".

(b) The first sentence of section 331 of such Act, relating to receipt and treatment of lepers, is amended by striking out ", Territory, or the District of Columbia". The fifth sentence of such section is amended by striking out "the Territory of Hawaii" and inserting in lieu thereof "Hawaii".

(c) Subsection (c) of section 361 of such Act, relating to regulations governing apprehension and detention of persons to prevent the spread of a communicable disease, is amended by striking out ", the Territory of Hawaii,".

(d)(1) Clause (2) of subsection (a) of section 631 of such Act, relating to definition of allotment percentage for purposes of allotments for construction of hospitals and other medical service facilities, is amended by striking out "the allotment percentage for Hawaii shall be 50 per centum, and ".

(2) Such subsection is further amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States".

(3) Subsection (b) of such section, relating to promulgation of allotment percentages, is amended by striking out "continental United States" and inserting in lieu thereof "United States". Such subsection is further amended by inserting "(1)" after "(b)" and by adding at the end thereof the following new paragraphs:

"(2) The term 'United States' means (but only for purposes of this subsection and subsection (a)) the fifty States and the District of Columbia;

"(3) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe an allotment percentage for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years;"

(4) Subsection (d) of such section, relating to definition of State, is further amended by striking out "Hawaii,".

SOCIAL SECURITY ACT

SEC. 32. (a)(1) Paragraph (8) of subsection (a) of section 1101 of the Social Security Act, relating to definition of Federal percentage for purposes of matching for public assistance grants, is amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States".

(2) Subparagraph (A) of such paragraph is further amended by striking out "(i)" and by striking out ", and (ii) the Federal percentage shall be 50 per centum for Hawaii".

(3) Such paragraph is further amended by adding after subparagraph (B) the following new subparagraphs:

"(C) The term 'United States' means (but only for purposes of subparagraphs (A) and (B) of this paragraph) the fifty States and the District of Columbia.

"(D) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal percentage for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years."

(b)(1) Subsections (a), (b), and (c) of section 524 of such Act, relating to the definition of allotment percentages and Federal shares for purposes of allotment and matching for child welfare services grants, are each amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States".

(2) Such section is further amended by adding after subsection (c) the following new subsections:

"(d) For purposes of this section, the term 'United States' means the fifty States and the District of Columbia.

"(e) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years."

(c)(1) The last sentence of subsection (i) of section 202 of the Social Security Act is amended by striking out "forty-nine" and inserting in lieu thereof "fifty".

(2) Subsections (h) and (i) of section 210 of such Act, relating to definitions of State and United States for purposes of old-age, survivors, and disability insurance, are each amended by striking out "Hawaii,". Such subsection (h) is further amended by striking out the comma after "District of Columbia".

(d)(1) Paragraph (1) of subsection (a) of section 1101 of such Act, relating to definition of State, is amended by striking out "Hawaii and".

(2) Paragraph (2) of such subsection, as amended, relating to definition of United States, is amended by striking out ", Hawaii,".

(e) Subparagraphs (C) and (G) of paragraph (6) of subsection (d) of section 218 of the Social Security Act, as amended, are each further amended by striking out "the Territory of" and "or Territory" each time they appear herein.

(f) Subsection (p) of such section is amended by striking out "Territory of".

(g) The last sentence of subsection (a) of section 1501 of the Social Security Act is amended by striking out "Alaska, Hawaii,".

SMALL RECLAMATION PROJECTS

SEC. 33. The Small Reclamation Projects Act of 1956 (70 Stat. 1044), as heretofore and hereafter amended, shall apply to the State of Hawaii.

CONGRESSIONAL RECORD

SEC. 34. Section 73 of the Act of January 12, 1895 (28 Stat. 617), as amended, is further amended by striking out the words "Hawaii, Puerto Rico," and inserting in lieu thereof the words "Puerto Rico".

FEDERAL REGISTER

SEC. 35. Section 8 of the Federal Register Act (49 Stat. 502), as amended, is further amended by striking out the words "continental United States (including Alaska)" and inserting in lieu thereof the words "States of the Union and the District of Columbia".

RAILROADS

SEC. 36. (a) The following laws shall not apply to railroads operating in the State of Hawaii:

- (1) the Act of March 2, 1893 (27 Stat. 531), as amended;
- (2) the Act of March 2, 1903 (32 Stat. 943), as amended;
- (3) the Act of April 14, 1910 (36 Stat. 298), as amended;
- (4) the Act of May 30, 1908 (35 Stat. 476), as amended;
- (5) the Act of February 17, 1911 (36 Stat. 913), as amended;
- (6) the Act of May 6, 1910 (36 Stat. 350);
- (7) the Act of March 4, 1907 (34 Stat. 1415), as amended; and
- (8) the Act of September 3, 5, 1916 (39 Stat. 721).

The regulation of railroads in Hawaii by the State of Hawaii with respect to safety and hours of service of employees shall not be considered to be a burden on interstate or foreign commerce.

(b) Section 1(e) of the Railroad Retirement Act of 1937 and subsections (s) and (t) of section 1 of the Railroad Unemployment Insurance Act are each amended by striking out the words ", Alaska, Hawaii,".

HOME PORTS OF VESSELS

SEC. 37. Section 1 of the Act of February 16, 1925 (43 Stat. 947), as amended, is further amended by striking out the words "Alaska, Hawaii, and".

MERCHANT MARINE ACT, 1936

SEC. 38. (a) Subsection (a) of section 505 of the Merchant Marine Act, 1936, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this subsection, the term 'continental limits of the United States' includes the States of Alaska and Hawaii."

(b) Section 606 of such Act, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this section, the term 'continental limits of the United States' includes the States of Alaska and Hawaii."

(c) Section 702 of such Act, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this section, the term 'continental United States' includes the States of Alaska and Hawaii."

COMMUNICATIONS ACT

SEC. 39. Section 222(a)(10) of the Communications Act of 1934 is amended by striking out the words "the several States and the District of Columbia" and inserting in lieu thereof the words "the District of Columbia and the States of the Union, except Hawaii".

INTERSTATE COMMERCE COMMISSION

SEC. 40. (a) Section 1(2) of the Interstate Commerce Act, as amended, is further amended by adding the word "or" at the end of subsection (a) thereof and by inserting the following as subsection (b):

"(b) To operations of carriers or other persons within the State of Hawaii, which operations are hereby exempt from all requirements of this part; but this exemption from the requirements of this part shall not be construed to render inapplicable to such carriers or other persons any other laws of the United States relating to railroads which, by their terms, are applicable to such carriers or other persons as are subject to this part, unless such laws are expressly inapplicable to railroads operating in the State of Hawaii; and it shall not be considered to be a burden on interstate or foreign commerce for the State of Hawaii to regulate such operations or to regulate the carriers or other persons engaged therein; or".

(b) Section 204(a)(4a) of the Interstate Commerce Act is amended by adding at the end thereof the following new sentence: "Transportation by motor vehicle within the State of Hawaii shall be exempt from the Interstate Commerce Act, and the regulation of such transportation and persons engaged therein by the State of Hawaii shall not be considered to be a burden on interstate or foreign commerce."

(c) Section 303(f) of the Interstate Commerce Act is amended by adding at the end thereof the following new paragraph:

"(3) to transportation by water between ports of the State of Hawaii and between such ports and ports in other States."

(d) Section 402(a)(7) of the Interstate Commerce Act is amended by striking out the period at the end thereof and adding the following: ", or for the performance of which transportation between places in the State of Hawaii, or water transportation between a port in the State of Hawaii and a port in any other State, is utilized. The regulation by the State of Hawaii of transportation by freight forwarders between places in the State of Hawaii shall not be considered to be a burden on interstate or foreign commerce."

AIRCRAFT LOAN GUARANTEES

SEC. 41. Section 3 of the Act of September 7, 1957 (71 Stat. 629), as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

REAL PROPERTY TRANSACTIONS

SEC. 42. Section 43(c) of the Act of August 10, 1956 (70A Stat. 636), as amended, is further amended by striking out the words "United States, Hawaii," and inserting in lieu thereof the words "States of the Union, the District of Columbia,".

SELECTIVE SERVICE

SEC. 43. Section 16(b) of the Universal Military Training and Service Act, as amended, is further amended by striking out the word "Hawaii,".

REPORTS ON FEDERAL LAND USE

SEC. 44. The President shall prescribe procedures to assure that the reports to be submitted to him by Federal agencies pursuant to section 5(e) of the Act of March 18, 1959 (73 Stat. 6), providing for the admission of the State of Hawaii into the Union, shall be prepared in accordance with uniform policies and coordinated within the Executive Branch.

HAWAIIAN HOMES COMMISSION LANDS

SEC. 45. Section 5(b) of the Act of March 18, 1959 (73 Stat. 5), is amended by inserting, immediately following the words "public property" the words ", and to all lands defined as 'available lands' by section 203 of the Hawaiian Homes Commission Act, 1920, as amended,".

LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

SEC. 46. Until August 21, 1964, there shall be covered into the treasury of the State of Hawaii the rentals or consideration received by the United States with respect to public property taken for the uses and purposes of the United States under section 91 of the Hawaiian Organic Act and thereafter by the United States leased, rented, or granted upon revocable permits to private parties.

TRANSFER OF RECORDS

SEC. 47. (a) There are hereby transferred to the State of Hawaii all records and other papers that were made or received by any Federal or Territorial agency, or any predecessor thereof, in connection with the performance of functions assumed in whole or in substantial part by the State of Hawaii. There are hereby also transferred to the State of Hawaii all records and other papers in the custody of the Public Archives of Hawaii that were made or received by any Federal agency.

(b) There are also hereby transferred to the State of Hawaii all books, publications, and legal reference materials which are owned by the United States and which were, prior to the admission of Hawaii into the Union, placed in the custody of courts, libraries, or Territorial agencies in Hawaii in order to facilitate the performance of functions conferred on such courts or agencies by Federal law.

USE OF GSA SERVICES OR FACILITIES

SEC. 48. The Administrator of General Services is authorized to make available to the State of Hawaii such services or facilities as are determined by the Administrator to be necessary for an interim period, pending provision of such services or facilities by the State of Hawaii. Such interim period shall not extend beyond August 21, 1964. Payment shall be made to the General Services Administration by the State of Hawaii for the cost of such services or facilities to the Federal Government, as determined by the Administrator.

PURCHASES OF TYPEWRITERS

SEC. 49. Title I of the Independent Offices Appropriation Act, 1960, is amended by striking out the words "for the purchase within the continental limits of the United States of any typewriting machines" and inserting in lieu thereof "for the purchase within the States of the Union and the District of Columbia of any typewriting machines".

FEDERAL MARITIME BOARD

SEC. 50. Section 18(a) of the Act of March 18, 1959 (73 Stat. 12), providing for the admission of the State of Hawaii into the Union, is amended by striking out the words "or is conferring" and inserting in lieu thereof the words "or as conferring".

EFFECTIVE DATES

SEC. 51. (a) The amendments made by section 16(a)(2)(A), by section 22(b), by section 25(a), by paragraphs (1), (2), and (3) of section 31(d), by subsection (b), and paragraphs (1) and (3) of subsection (a), of section 32, and, except as provided in subsection (g), by paragraphs (1), (2), (3), and (4) of section 22(b) shall be applicable in the case of promulgations or computations of Federal shares, allotment percentages, allotment ratios, and Federal percentages, as the case may be, made after August 21, 1959.

(b) The amendments made by paragraph (2) of section 32(a) shall be effective with the beginning of the calendar quarter in which this Act is enacted. The Secretary of Health, Education, and Welfare shall, as soon as possible after enactment of this Act, promulgate a Federal percentage for Hawaii determined in accordance with the provisions of subparagraph (B) of section 1101(a)(8) of the Social Security Act, such promulgation to be effective for the period beginning with the beginning of the calendar quarter in which this Act is enacted and ending with the close of June 30, 1961.

(c) The amendment made by paragraphs (1) and (2) of subsection (b) and paragraphs (1), (2), and (3) of subsection (d) of section 16 shall be applicable in the case of fiscal years beginning after June 30, 1960.

(d) The amendments made by paragraphs (1) and (3) of section 16(a) shall be applicable, in the case of allotments under section 302(b) or 502 of the National Defense Education Act of 1958, for fiscal years beginning after June 30, 1960, and, in the case of allotments under section 302(a) of such Act, for fiscal years beginning after allotment ratios, to which the amendment made by paragraph (2) of section 16(a) is applicable, are promulgated under such section 302(a).

(e) The amendment made by section 32(c)(1) shall be applicable in the case of deaths occurring on or after August 21, 1959.

(f) The amendments made by subsection (c), paragraphs (3) and (4) of subsection (b), and paragraph (4) of subsection (d) of section 16, by section 22(a), by section 25(b), by subsections (a), (b), and (c), and paragraph (4) of subsection (d), of section 31, and by subsection (d), and paragraph (2) of subsection (c), of section 32 shall become effective on August 21, 1959.

(g)(1) The allotment percentage determined for Alaska under section 11(h) of the Vocational Rehabilitation Act, as amended by this

Act, for the first, second, third, and fourth years for which such percentage is based on the per capita income data for Alaska shall be increased by 76 per centum, 64 per centum, 52 per centum, and 28 per centum, respectively, of the difference between such allotment percentage for the year involved and 75 per centum.

(2) The Federal share for Alaska determined under section 11(i) of the Vocational Rehabilitation Act, as amended by this Act, for the first year for which such Federal share is based on per capita income data for Alaska shall be increased by 70 per centum of the difference between such Federal share for such year and 60 per centum.

(3) If such first year for which such Federal share is based on per capita income data for Alaska is any fiscal year ending prior to July 1, 1962, the adjusted Federal share for Alaska for such year for purposes of section 2(b) of the Vocational Rehabilitation Act shall, notwithstanding the provisions of paragraph (3)(A) of such section 2(b), be the Federal share determined pursuant to paragraph (2) of this subsection.

(4) Section 47(c) of the Alaska Omnibus Act (Public Law 86-70) is repealed.

ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

Sec. 52. Until Congress shall provide for the government of Palmyra Island, Midway Island, and Wake Island, all executive and legislative authority necessary for the civil administration of Palmyra Island, Midway Island, and Wake Island, and all judicial authority other than that contained in the Act of June 15, 1950 (64 Stat. 217), as amended, shall continue to be vested in such person or persons and shall be exercised in such manner and through such agency or agencies as the President of the United States may direct or authorize. In the case of Palmyra Island, such person or persons may confer upon the United States District Court for the District of Hawaii such jurisdiction (in addition to that contained in such Act of June 15, 1950), functions, and duties as he or they may deem appropriate for the civil administration of such island.

OTHER SUBJECTS

SEC. 53. The amendment by this Act of certain statutes by deleting therefrom specific references to Hawaii or such phrases as "Territory of Hawaii" shall not be construed to affect the applicability or inapplicability in or to Hawaii of other statutes not so amended.

SEPARABILITY

SEC. 54. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of this Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

EXECUTIVE OFFICE OF THE PRESIDENT,
BUREAU OF THE BUDGET,
Washington, D.C., February 29, 1960.

Hon. WAYNE N. ASPINALL,
Chairman, Committee on Interior and Insular Affairs,
House of Representatives, Washington, D.C.

MY DEAR MR. CHAIRMAN: In the course of the hearing on February 23 on the proposed Hawaii Omnibus Act, you requested that the Bureau of the Budget furnish to the committee data on the extent to which the bill would authorize or require new appropriations and expenditures by the Federal Government. As Mr. Seidman indicated during the hearing, such additional costs would be minor.

Only section 32(a), dealing with public-assistance grants, would require definite additional expenditures to place Hawaii on an equal footing with the other States. Section 32(a) would amend section 1101(a)(8) of the Social Security Act which defines the term "Federal percentage" used in determining the portion of expenditures in each State for old-age assistance, aid to dependent children, aid to the blind, or aid to the permanently and totally disabled which will be borne by the Federal Government. The amendment would eliminate special treatment for Hawaii so that the determination of its Federal percentage would be based on relative per capita income as in the other States. The public-assistance grants are "open-end" grants, and the change in the manner of determining the Federal percentage in Hawaii, it is estimated, would result in Hawaii receiving about \$215,000 a year more in Federal funds for assistance to the aged, dependent children, blind, and disabled than it now does. Section 51(b), on effective dates, would make the amendment of section 32(a) effective for calendar quarters beginning with the quarter in which the bill is enacted.

Section 16(b) of the bill, dealing with grants under the Smith-Hughes vocational education law, does provide for increases in the amounts appropriated for the purpose of making minimum allotments to the States for salaries of teachers and supervisors. Such appropriations would be increased by \$8,200 to provide for Hawaii's coverage under provisions applicable to all States. However, no real change would result in the payments going to Hawaii under that law, since Hawaii has been receiving grants equivalent to those which it would receive as a State under a separate section of the Smith-Hughes Act. That separate section would be repealed by section 16(a) of the bill, and Hawaii would, instead, be treated under the provisions applicable to the other States.

Section 4 of the bill would extend the conservation reserve program to Hawaii and Alaska, and would supersede the present provisions of law which make such extension discretionary with the Secretary of Agriculture. No new appropriations are required for such extension, and it is not anticipated that any lands in the new States will be eligible for participation in the program at this time in any case. Section 16 on educational grants, section 19 on Federal-aid highway grants, section 22 on vocational rehabilitation grants, section 25 on water pollution control grants, section 31 on certain grants for hospitals and section 33 on the Small Reclamation Projects Act of 1956 provide for Hawaii's participating in those programs on an equal basis. No additional appropriations would be required for such equal treatment.

Any increases in funds going to Hawaii as a result of those amendments would be derived from funds now available to all the States.

Sections 8(c), 15(b), 15(c), 17, and 27(b) extend to Hawaii certain provisions of the Investment Company Act of 1940, the Federal Youth Corrections Act, a 1958 statute on parole, the act of February 15, 1927, on importation of milk and cream, and section 903(b) of title 38, United States Code, relating to transportation of bodies of persons dying in Veterans' Administration facilities, respectively. Those amendments may result in small increases in administrative costs of the agencies involved. However, no new appropriations will be required as a result.

The other sections of the bill would not result in any changes in Federal expenditures in Hawaii or in the other States.

During the hearing you also asked where receipts from the repayment of, and interest on loans under the Small Reclamation Projects Act of 1956 are deposited. I am informed that the Department of the Interior plans to deposit such receipts in the reclamation fund.

Sincerely yours,

PHILLIP S. HUGHES,
Assistant Director for Legislative Reference.

COMMITTEE RECOMMENDATION

The Committee on Interior and Insular Affairs recommends the enactment of H.R. 11602.

CHANGES IN EXISTING LAW

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as introduced, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

ACT OF AUGUST 1, 1956 (70 STAT. 890; 5 U.S.C. 170(q))

The Secretary of State is authorized to establish, maintain, and operate passport and despatch agencies.

SEC. 2. The Secretary of State, when funds are appropriated therefor, may—

(a) provide for printing and binding outside **the continental United States** *the States of the United States and the District of Columbia* without regard to section 11 of the Act of March 1, 1919 (44 U.S.C. 111); * * *

SOIL BANK ACT (70 STAT. 188; 7 U.S.C. 1837)

SEC. 113. **This subtitle B shall apply to the continental United States, except Alaska, and, if the Secretary determines it to be in the national interest, to the State of Alaska, the Territory of Hawaii, the Commonwealth of Puerto Rico, and the Virgin Islands, and as used in this subtitle B, the term "State" includes Hawaii, Puerto Rico, and the Virgin Islands.** *This subtitle B shall apply to the several States and, if the Secretary determines it to be in the national interest, to the Common-*

wealth of Puerto Rico and the Virgin Islands; and as used in this subtitle B, the term "State" includes Puerto Rico and the Virgin Islands.

TITLE 10, UNITED STATES CODE

§ 101. DEFINITIONS.

In addition to the definitions in sections 1-5 of title 1, the following definitions apply in this title:

(1) "United States", in a geographic sense, means the States and the District of Columbia.

(2) "Territory" means [Hawaii or] any Territory organized after this title is enacted, so long as it remains a Territory.

* * * * *

§ 802. ART. 2. PERSONS SUBJECT TO THIS CHAPTER.

The following persons are subject to this chapter:

* * * * *

(11) Subject to any treaty or agreement to which the United States is or may be a party or to any accepted rule of international law, persons serving with, employed by, or accompanying the armed forces outside the United States and outside the following: the Canal Zone, [the main group of the Hawaiian Islands,] Puerto Rico, and the Virgin Islands.

(12) Subject to any treaty or agreement to which the United States is or may be a party or to any accepted rule of international law, persons within an area leased by or otherwise reserved or acquired for the use of the United States which is under the control of the Secretary concerned and which is outside the United States and outside the following: the Canal Zone, [the main group of the Hawaiian Islands,] Puerto Rico, and the Virgin Islands.

* * * * *

§ 2662. REAL PROPERTY TRANSACTIONS: AGREEMENT WITH ARMED SERVICES COMMITTEE: REPORTS.

(a) The Secretary of a military department, or his designee, must come to an agreement with the Committees on Armed Services of the Senate and the House of Representatives before entering into any of the following transactions by or for the use of that department:

* * * * *

(c) This section applies only to real property in the United States [Hawaii,] and Puerto Rico. It does not apply to real property for river and harbor projects or flood-control projects, or to leases of Government-owned real property for agricultural or grazing purposes.

* * * * *

§ 4744. PERSONS AND SUPPLIES: SEA TRANSPORTATION.

Whenever the Secretary of the Army considers that space is available, the following persons and supplies may be transported on vessels operated by Army transport agencies or, within bulk space allocations made to the Department of the Army, on vessels operated by any military transport agency of the Department of Defense:

- (1) Members of the Navy, Marine Corps, or Coast Guard.
- (2) Officers and employees of the Department of the Army, the Department of the Navy, the Department of the Air Force, or the Coast Guard.

- (3) Supplies of the Department of the Navy.
 - (4) Members of Congress.
 - (5) Other officers of the United States traveling on official business.
 - [(6) Officers and employees of the Territory of Hawaii.]
 - [(7) (6) Secretaries and supplies of the Armed Services Department of the Young Men's Christian Association.
 - [(8)] (7) Officers and employees of the Commonwealth of Puerto Rico on official business.
 - [(9)] (8) The families of persons described in clauses (1), (2), (4), (5), [(6), and (8)] and (7).
- However, a person described in [clause (8) or (9)] *clause (7) or (8)* may be so transported only if the transportation is without expense to the United States.

**FEDERAL HOME LOAN BANK ACT (47 STAT. 725)
AS AMENDED (12 U.S.C. 1422)**

SEC. 2. As used in this Act—

- (1) The term "board" means the Home Loan Bank Board.
- (2) The term "Federal Home Loan Bank" means a bank established by the board under authority of this chapter.
- (3) The term "State" includes the District of Columbia, Guam, Puerto Rico, [the Virgin Islands of the United States, and the Territory of Hawaii] *and the Virgin Islands of the United States.*

**HOME OWNERS' LOAN ACT OF 1933 (48 STAT. 128)
AS AMENDED (12 U.S.C. 1466)**

SEC. 7. The provisions of this Act shall apply to the continental United States (including Alaska), to the [Territory of Hawaii] *State of Hawaii*, and to Puerto Rico, Guam and the Virgin Islands.

NATIONAL HOUSING ACT (48 STAT. 1246) AS AMENDED

SEC. 9. The provisions of sections 2 and 8 shall be applicable in the several States and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 201. (d) The term "State" includes the several States, and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 207.(a)(7) The term "State" includes the several States and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 601. (d) The term "State" includes the several States, and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 713. (q) "State" shall include the several States and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 801. (g) The term "State" includes the several States, and [Hawaii,] Puerto Rico, the District of Columbia, Guam, the Virgin Islands, the Canal Zone, and Midway Island.

**SECURITIES ACT OF 1933 (48 STAT. 74) AS AMENDED
(15 U.S.C. 77b(6))**

SEC. 2. When used in this title, unless the context otherwise requires—

* * * * *

(6) The term "Territory" means [Hawaii,] Puerto Rico, Canal Zone, the Virgin Islands, and the insular possessions of the United States.

**SECURITIES EXCHANGE ACT OF 1934 (48 STAT. 881)
AS AMENDED (15 U.S.C. 78c(a)(16))**

SEC. 3. (b) When used in this title, unless the context otherwise requires—

* * * * *

(16) The term "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States.

**INVESTMENT COMPANY ACT OF 1940 (54 STAT. 789) AS
AMENDED (15 U.S.C. 80a-2(a)(37) AND 80a-6(a)(1))**

SEC. 2. (a) When used in this title, unless the context otherwise requires—

* * * * *

(37) "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States.

* * * * *

SEC. 6. (a) The following investment companies are exempt from the provisions of this title:

(1) Any company organized or otherwise created under the laws of and having its principal office and place of business in [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States; but such exemption shall terminate if any security of which such company is the issuer is offered for sale or sold after the effective date of this title, by such company or any underwriter therefor, to a resident of any State other than the State in which such company is organized.

**INVESTMENT ADVISERS ACT OF 1940 (54 STAT. 847) AS
AMENDED (15 U.S.C. 80b-2(a)(18))**

SEC. 202. (a) When used in this title, unless the context otherwise requires—

* * * * *

(18) "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States.

**SMALL BUSINESS INVESTMENT ACT OF 1958 (72 STAT. 689.
690; 15 U.S.C. 662(4))**

SEC. 103. As used in this Act—

* * * * *

(4) the term "United States" means the several States, [the Territories of Alaska and Hawaii,] the District of Columbia, and the Commonwealth of Puerto Rico; * * *

**SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT
(49 STAT. 163) AS AMENDED (16 U.S.C. 590h(b) AND 590g(a))**

SEC. 8. (b) * * * In carrying out the provisions of this section [in the continental United States, except in Alaska,] *in the States of the Union, except Alaska*, the Secretary is directed to utilize the services of local and State committees selected as hereinafter provided. * * *

* * * * *

SEC. 17. (a) [This Act shall apply to the States, the Territory of Hawaii, and the possessions of Puerto Rico and the Virgin Islands, and, as used in this Act, the term "State" includes Hawaii, Puerto Rico, and the Virgin Islands.] *This Act shall apply to the States, the Commonwealth of Puerto Rico, and the Virgin Islands, and, as used in this Act, the term "State" includes Puerto Rico and the Virgin Islands.*

**ACT OF AUGUST 28 1937 (50 STAT. 869) AS AMENDED
(16 U.S.C. 590r)**

It is hereby recognized that the wastage and inadequate utilization of water resources on farm, grazing, and forest lands resulting from inadequate facilities for water storage and utilization contribute to the destruction of natural resources, injuries to public health and public lands, droughts, periodic floods, crop failures, decline in standards of living, and excessive dependence upon public relief, and thereby menace the national welfare. It is therefore hereby declared to be the policy of Congress to assist in providing facilities for water storage and utilization in [the United States, including the Territories of Alaska and Hawaii, and Puerto Rico and the Virgin Islands] *the States of the United States and in Puerto Rico and the Virgin Islands.*

**ACT OF SEPTEMBER 2, 1937 (50 STAT. 917), AS AMENDED
(16 U.S.C. 699a)**

SEC. 2. For the purposes of this Act the term "wild-life-restoration project" shall be construed to mean and include the selection, restoration, rehabilitation, and improvement of areas of land or water adaptable as feeding, resting, or breeding places for wildlife, including acquisition by purchase, condemnation, lease, or gift of such areas or estates or interests therein as are suitable or capable of being made suitable therefor, and the construction thereon or therein of such works as may be necessary to make them available for such purposes and also including such research into problems of wildlife management as may be necessary to efficient administration affecting wildlife resources, and such preliminary or incidental costs and expenses as may be incurred in and about such projects; the term "State fish and game department" shall be construed to mean and include any department or division of department of another name, or commission, or official or officials, of a State empowered under its laws to exercise the functions ordinarily exercised by a State fish and game department[; and the term "State" shall be construed to mean and include the several States and the Territory of Hawaii].

ACT OF AUGUST 4, 1947 (61 STAT. 726; 16 U.S.C. 758-758d)

It is the policy of the United States to provide for the exploration, investigation, development, and maintenance of the fishing resources and development of the high seas fishing industry of [the Territories and island possessions of the United States] *the United States and its island possessions* in the tropical and subtropical Pacific Ocean and intervening seas, for the benefit of the residents of the [Territory of Hawaii and] Pacific island possessions and of the people of the United States.

SEC. 2. The Secretary of the Interior, through the Fish and Wildlife Service of the Department of the Interior, is authorized and hereby directed to conduct such fishing explorations and such necessary related work as oceanographical, biological, technological, statistical, and economic studies to insure maximum development and utilization of the high seas fishery resources of [the Territories and island possessions of the United States] *the United States and its island possessions* in the tropical and subtropical Pacific Ocean and intervening areas as may be consistent with developing and sustaining such fishery resources at maximum levels of production in perpetuity and to provide for the best possible utilization thereof.

SEC. 3. In carrying out the purposes and objectives of the foregoing sections, the Secretary of the Interior may cooperate with appropriate agencies of the [Territorial] *State* and island governments, and with such educational, industrial, or other organizations, enterprises, and individuals as may be expedient.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary for the construction, including architectural services, and for furnishings and equipment of a fishery research laboratory and experiment station in the [Hawaiian Islands] *State of Hawaii*

and necessary sub-stations at suitable locations, together with suitable dock and storehouse facilities to be used in conjunction with the operation of research and experimental fishing vessels and for the procurement and for the modification, refitting, and equipment of two experimental high-seas fishing vessels, together with all necessary gear and appurtenances, and of one multiple purpose high-seas fishing and oceanographical research vessel, together with all necessary gear and appurtenances, including necessary naval architectural and engineering services: *Provided, however,* That no part of said appropriation shall be expended for the acquisition of lands for sites for said laboratory, experiment station, or substations in the [Territory of Hawaii] *State of Hawaii: Provided further,* That there are authorized to be transferred to the Fish and Wildlife Service not to exceed three surplus vessels suitable for conversion and use in oceanographic and biological research and exploratory fishing, by any disposal agency of the Government without reimbursement or transfer of funds.

**ACT OF AUGUST 9, 1950 (64 STAT. 430), AS AMENDED
(16 U.S.C. 777a(d))**

SEC. 2. For the purpose of this Act the term "fish restoration and management projects" shall be construed to mean projects designed for the restoration and management of all species of fish which have material value in connection with sport or recreation in the marine and/or fresh waters of the United States and include—

* * * * *

(d) the selection, restoration, rehabilitation, and improvement of areas of water or land adaptable as hatching, feeding, resting, or breeding places for fish, including acquisition by purchase, condemnation, lease, or gift of such areas or estates or interests therein as are suitable or capable of being made suitable therefor, and the construction thereon or therein of such works as may be necessary to make them available for such purposes, and such preliminary or incidental costs and expenses as may be incurred in and about such works; the term "State fish and game department" shall be construed to mean and include any department or division of department of another name, or commission, or official or officials, of a State empowered under its laws to exercise the functions ordinarily exercised by a State fish and game department[; and the term "State" shall be construed to mean and include the several States and the Territory of Hawaii].

TITLE 18, UNITED STATES CODE

§ 1401. DEFINITIONS

As used in this chapter—

The term "heroin" shall mean any substance identified chemically as diacetylmorphine or any salt thereof.

The term "United States" shall include the District of Columbia, [the Territory of Alaska, the Territory of Hawaii,] the Common-

wealth of Puerto Rico, the insular possessions of the United States, the Trust Territory of the Pacific, and the Canal Zone.

* * * * *

§ 5024. WHERE APPLICABLE.

【This chapter shall apply in the continental United States including Alaska】 *This chapter shall apply in the States of the United States, and to youth offenders convicted in the District of Columbia of offenses under any law of the United States not applicable exclusively to such District, and to other youth offenders convicted in the District to the extent authorized under section 5025.*

PUBLIC LAW 85-752, ACT OF AUGUST 25, 1958 (72 STAT. 845, 847) AS AMENDED

SEC. 6. 【Sections 3 and 4 of this Act shall apply in the continental United States including Alaska】 *Sections 3 and 4 of this Act shall apply in the States of the United States, and in the District of Columbia so far as they relate to persons charged with or convicted of offenses under any law of the United States not applicable exclusively to the District of Columbia.*

NATIONAL DEFENSE EDUCATION ACT OF 1958 (72 STAT. 1580; 20 U.S.C. 403, 442, AND 588)

SEC. 103. As used in this Act—

(a) The term “State” means a State, 【Hawaii,】 Puerto Rico, the District of Columbia, the Canal Zone, Guam, or the Virgin Islands, except that as used in sections 302 and 502, such term does not include 【Hawaii,】 Puerto Rico, the Canal Zone, Guam, or the Virgin Islands.

* * * * *

SEC. 302. (a) (1) * * * *

(2) The “allotment ratio” for any State shall be 100 per centum less the product of (A) 50 per centum and (B) the quotient obtained by dividing the income per child of school age for the State by the income per child of school age for the 【continental United States】 *United States*, except that the allotment ratio shall in no case be less than 33½ per centum or more than 66⅔ per centum. The allotment ratios shall be promulgated by the Commissioner as soon as possible after enactment of this Act, and again between July 1 and August 31 of the year 1959, on the basis of the average of the incomes per child of school age for the States and for the 【continental United States】 *United States* for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. The first such promulgation shall be conclusive for each of the two fiscal years in the period beginning July 1, 1958, and ending June 30, 1960, and the second shall be conclusive for each of the two fiscal years in the period beginning July 1, 1960, and ending June 30, 1962.

(3) For the purposes of this title—

(A) The term “child of school age” means a member of the population between the ages of five and seventeen, both inclusive.

(B) **【**The term "continental United States" includes Alaska.**】**
*The term "United States" means the continental United States (excluding Alaska) and Hawaii.*¹

(C) The term "income per child of school age" for any State or for the **【**continental United States**】** *United States* means the total personal income for the State and the **【**continental United States**】** *United States*, respectively, divided by the number of children of school age in such State and in the **【**continental United States**】** *United States*, respectively.

* * * * *

SEC. 1008. The amounts reserved by the Commissioner under sections 302 and 502 shall be allotted by the Commissioner among **【**Hawaii,**】** Puerto Rico, the Canal Zone, Guam, and the Virgin Islands, according to their respective needs for the type of assistance furnished under the part or title in which the section appears.

ACT OF MARCH 10 1924 (43 STAT. 18; 20 U.S.C. 29)

【SEC. 4. The Territory of Hawaii shall be entitled to share in the benefits of the Act entitled "An Act to provide for the promotion of vocational education; to provide for cooperation with the States in the promotion of such education in agriculture and the trades and industries; to provide for cooperation with the States in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure," approved February 23, 1917, and any Act amendatory thereof or supplementary thereto, upon the same terms and conditions as any of the several States. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1925, and annually thereafter, the sum of \$30,000, to be available for allotment under such Act to the Territory.**】**

ACT OF FEBRUARY 23, 1917 (39 STAT. 930; 20 U.S.C. 12 AND 14)

SEC. 2. * * * Said sums shall be allotted to the States in the proportion which their rural population bears to the total rural population in the United States, not including outlying possessions, according to the last preceding United States census: *Provided*, That the allotment of funds to any State shall be not less than a minimum of \$5,000 for any fiscal year prior to and including the fiscal year ending June thirtieth, nineteen hundred and twenty-three, nor less than \$10,000 for any fiscal year thereafter, and there is hereby appropriated the following sums, or so much thereof as may be necessary, which shall be used for the purpose of providing the minimum allotment to the States provided for in this section: For the fiscal year ending June thirtieth, nineteen hundred and eighteen, the sum of \$48,000; * * * for the fiscal year ending June thirtieth, nineteen hundred and twenty-

¹ Effective in the case of promulgations of allotment ratios made after enactment of this act and before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska. After such data for a full year are available from the Department of Commerce, subparagraph (B) of paragraph (3) of section 302 is amended to read:

"(B) The term 'United States' means the fifty States and the District of Columbia."

five, the sum of \$34,000; and annually thereafter the sum of **[\$27,000]** **\$28,500.**

* * * * *

SEC. 4. * * * And there is hereby appropriated the following sums, or so much thereof as may be needed, which shall be used for the purpose of providing the minimum allotment provided for in this section: * * * and annually thereafter, the sume of **[\$98,500]** **\$105,200.**

VOCATIONAL EDUCATION ACT OF 1946 (60 STAT. 775) AS AMENDED (20 U.S.C. 15i, 15jj, AND 15qqq)

SEC. 2. As used in this Act—

(1) the term "States and Territories" means the several States, **[the Territory of Hawaii,]** the island of Puerto Rico, and the District of Columbia;

* * * * *

SEC. 210. (c) The term "State" includes **[Hawaii,]** the Virgin Islands, Puerto Rico, and the District of Columbia.

* * * * *

SEC. 307. For purposes of this Act—

(a) The term "State" includes **[Hawaii,]** the Virgin Islands, Puerto Rico, the District of Columbia, and Guam.

ACT OF SEPTEMBER 23, 1950 (64 STAT. 967) AS AMENDED (20 U.S.C. 645)

SEC. 15. For the purposes of this Act—

* * * * *

(13) The term "State" means a State, **[Hawaii,]** Puerto Rico, Guam, the Virgin Islands, or Wake Island.

ACT OF SEPTEMBER 30, 1950 (64 STAT. 1100) AS AMENDED (20 U.S.C. 238 AND 244)

SEC. 3. (d) The local contribution rate for a local educational agency (other than a local educational agency in **[Hawaii,]** Puerto Rico, Wake Island, Guam, or the Virgin Islands, or in a State in which a substantial proportion of the land is in unorganized territory for which a State agency is the local educational agency, *or in a State in which there is only one local educational agency*) for any fiscal year shall be computed by the Commissioner of Education, after consultation with the State educational agency and the local educational agency, in the following manner:

(1) he shall determine which school districts within the State are in his judgment generally comparable to the school district of the agency for which the computation is being made; and * * * The local contribution rate shall be an amount equal to the quotient obtained under clause (2) of this subsection. * * * In no event shall the local contribution rate for any local educational agency in any

State [in the continental United States (including Alaska)] (*other than Puerto Rico, Wake Island, Guam, or the Virgin Islands*) for any fiscal year be less than (i) 50 per centum of the average per pupil expenditure in such State or (ii) 50 per centum of the average per pupil expenditure in the [continental United States] *United States (which for purposes of this sentence and the next sentence means the fifty States and the District of Columbia)*, but not to exceed the average per pupil expenditure in the State: *Provided*, That if, for the fiscal year ending June 30, 1959, the application of clause (ii) of this sentence results in a lower local contribution rate than resulted from the application of such clause during the fiscal year ending June 30, 1958, as such clause was then in effect, then such clause, as in effect during the fiscal year ending June 30, 1958, shall be in effect during the fiscal year ending June 30, 1959. For the purposes of the preceding sentence the "average per pupil expenditure" in a State, or in the [continental] United States, shall be the aggregate current expenditures, during the second fiscal year preceding the fiscal year for which the computation is made, of all local educational agencies in the State, or in the [continental] United States [(including Alaska)], as the case may be (without regard to the sources of funds from which such expenditures are made), divided by the aggregate number of children in average daily attendance to whom such agencies provided free public education during such preceding fiscal year. The local contribution rate for any local educational agency in [Hawaii,] Puerto Rico, Wake Island, Guam, or the Virgin Islands, or in any State in which a substantial proportion of the land is in unorganized territory for which a State agency is the local educational agency, *or in any State in which there is only one local educational agency*, shall be determined for any fiscal year by the Commissioner in accordance with policies and principles which will, in his judgment, best effectuate the purposes of this Act and most nearly approximate the policies and principles provided herein for determining local contribution rates in other States.

* * * * *

SEC. 9. For the purposes of this Act—

* * * * *

(8) The term "State" means a State, [Hawaii,] Puerto Rico, Wake Island, Guam, or the Virgin Islands.

ACT OF FEBRUARY 15, 1927 (44 STAT. 1101) AS AMENDED (21 U.S.C. 149(b))

SEC. 9. When used in this Act—

(a) The term "person" means an individual, partnership, association, or corporation.

(b) The term "United States" means [continental United States, including Alaska] *the fifty States and the District of Columbia*.

OPIMUM POPPY CONTROL ACT OF 1942 (56 STAT. 1045) AS
AMENDED (21 U.S.C. 188k)

SEC. 12. The provisions of this Act shall apply to the several States, the District of Columbia, [the Territory of Hawaii,] the Canal Zone, Puerto Rico, and the other insular possessions of the United States.

TITLE 23, UNITED STATES CODE

§ 101. DEFINITIONS AND DECLARATION OF POLICY.

(a) As used in this title, unless the context requires otherwise—

* * * * *

The term "State" means any one of the [forty-nine States, the District of Columbia, Hawaii, or Puerto Rico] *fifty States, the District of Columbia, or Puerto Rico.*

* * * * *

§ 103. FEDERAL-AID SYSTEMS.

* * * * *

(d) The Interstate System shall be designated within the [continental] United States, *including the District of Columbia*, and it shall not exceed forty-one thousand miles in total extent. It shall be so located as to connect by routes, as direct as practicable, the principal metropolitan areas, cities, and industrial centers, to serve the national defense, and, *to the greatest extent possible*, to connect at suitable border points with routes of continental importance in the Dominion of Canada and the Republic of Mexico. The routes of this system, *to the greatest extent possible*, shall be selected by joint action of the State highway departments of each State and the adjoining States, subject to *the* approval by the Secretary as provided in subsection (c) of this section. All highways or routes included in the Interstate System as finally approved, if not already coincident with the primary system, shall be added to said system without regard to the mileage limitation set forth in subsection (b) of this section. This system may be located both in rural and urban areas.

(e) * * *.
(f) * * *.

[(g) The system of highways on which funds apportioned to the Territory of Hawaii under this chapter shall be expended may be determined and agreed upon by the Governor of said Territory and the Secretary.]

* * * * *

§ 105. PROGRAMS.

* * * * *

[(e) In approving programs in Hawaii, the Secretary shall give preference to such projects as will expedite the completion of highways for the national defense or which will connect seaports with units of the national parks.]

* * * * *

§ 127. VEHICLE WEIGHT AND WIDTH LIMITATIONS—INTERSTATE SYSTEM.

* * * This section shall not be construed to deny apportionment to any State allowing the operation within such State of any vehicles or combinations thereof that could be lawfully operated within such State on July 1, 1956. *With respect to the State of Hawaii, laws or regulations in effect on February 1, 1960, shall be applicable for the purposes of this section in lieu of those in effect on July 1, 1956.*

INTERNAL REVENUE CODE OF 1954

§ 2202. MISSIONARIES IN FOREIGN SERVICE.

Missionaries duly commissioned and serving under boards of foreign missions of the various religious denominations in the United States, dying while in the foreign missionary service of such boards, shall not, by reason merely of their intention to permanently remain in such foreign service, be deemed nonresidents of the United States but shall be presumed to be residents of [the State, the District of Columbia, or Hawaii] *the State or the District of Columbia* wherein they respectively resided at the time of their commission and their departure for such foreign service.

* * * * *

§ 3121. DEFINITIONS.

* * * * *

(e) STATE, UNITED STATES, AND CITIZEN.—For purposes of this chapter—

(1) STATE.—The term “State” includes [Hawaii,] the District of Columbia, Puerto Rico, and the Virgin Islands.

(2) UNITED STATES.—The term “United States” when used in a geographical sense includes Puerto Rico and the Virgin Islands. An individual who is a citizen of Puerto Rico (but not otherwise a citizen of the United States) shall be considered, for purposes of this section, as a citizen of the United States.

* * * * *

§ 3306. DEFINITIONS.

* * * * *

(j) STATE.—For purposes of this chapter, the term “State” includes [Hawaii, and] the District of Columbia.

* * * * *

§ 4221. CERTAIN TAX-FREE SALES.

* * * * *

(d) DEFINITIONS.—For the purposes of this section—

* * * * *

(4) STATE OR LOCAL GOVERNMENT.—The term “State or local government” means any [State, Hawaii, the District of Columbia, or any political subdivision of any of the foregoing] *State, any political subdivision thereof, or the District of Columbia.*

* * * * *

§ 4233. EXEMPTIONS.

(a) ALLOWANCE.—No tax shall be imposed under section 4231 in respect of:

* * * * *

(b) STATE DEFINED.—For purposes of subsection (a), the term “State” includes [Hawaii, and] the District of Columbia.

* * * * *

§ 4262. DEFINITION OF TAXABLE TRANSPORTATION.

* * * * *

(c) DEFINITIONS.—For purposes of this section—

(1) CONTINENTAL UNITED STATES.—The term “continental United States” means the District of Columbia and the States other than [Alaska] *Alaska and Hawaii*.

(2) 225-MILE ZONE.—The term “225-mile zone” means that portion of Canada and Mexico which is not more than 225 miles from the nearest point in the continental United States.

* * * * *

§ 4502. DEFINITIONS.

For the purposes of this subchapter—

* * * * *

(5) UNITED STATES.—The term “United States” shall be deemed to include the States, [the Territory of Hawaii,] the District of Columbia, and Puerto Rico.

* * * * *

§ 4774. TERRITORIAL EXTENT OF LAW.

The provisions of sections 4701 to 4707, inclusive, and sections 4721 to 4776, inclusive, shall apply to the several States, the District of Columbia, [the Territory of Hawaii,] and the insular possessions of the United States; and, in the case of narcotic drugs, shall also apply to the Trust Territory of the Pacific Islands and to the Canal Zone. * * *

* * * * *

§ 7653. SHIPMENTS FROM THE UNITED STATES.

* * * * *

(d) All customs duties and Federal income taxes derived from Guam, the proceeds of all taxes collected under the internal-revenue laws of the United States on articles produced in Guam and transported to the United States, [its possessions or the Territory of Hawaii] *or its possessions*, or consumed in Guam, and the proceeds of any other taxes which may be levied by the Congress on the inhabitants of Guam, and all quarantine, passport, immigration, and naturalization fees collected in Guam shall be covered into the treasury of Guam and held in account for the government of Guam, and shall be expended for the benefit and government of Guam in accordance with the annual budgets.

* * * * *

§ 7701. DEFINITIONS.

(a) When used in this title, where not otherwise distinctly expressed or manifestly incompatible with the intent thereof—

* * * * *

(9) UNITED STATES.—The term “United States” when used in a geographical sense includes only the States [], the Territory of Hawaii, [] and the District of Columbia.

(10) STATE.—The term “State” shall be construed to include [the Territory of Hawaii and] the District of Columbia, where such construction is necessary to carry out provisions of this title.

TITLE 28, UNITED STATES CODE

§ 91. HAWAII.

Hawaii constitutes one judicial district which includes the Midway Islands, Wake Island, Johnston Island, Sand Island, Kingman Reef, [Kure Island,] Palmyra Island, Baker Island, Howland Island, Jarvis Island, Canton Island, and Enderbury Island: *Provided*, That the inclusion of Canton and Enderbury Islands in such judicial district shall in no way be construed to be prejudicial to the claims of the United Kingdom to said Islands in accordance with the agreement of April 6, 1939, between the Governments of the United States and of the United Kingdom to set up a regime for their use in common.

Court shall be held at Honolulu.

ACT OF JUNE 15, 1950 (64 STAT. 217), AS AMENDED (48 U.S.C. 644a)

The jurisdiction of the United States District Court for the District of Hawaii is hereby extended to all civil and criminal cases arising on or within the Midway Island, Wake Island, Johnston Island, Sand Island, Kingman Reef, [Kure Island,] Palmyra Island, Baker Island, Howland Island, Jarvis Island, and, having regard to the special status of Canton and Enderbury Islands pursuant to an agreement of April 6, 1939, between the Governments of the United States and of the United Kingdom to set up a regime for their use in common, the said jurisdiction is also extended to all civil and criminal cases arising on or within Canton Island and Enderbury Island: * * *

VOCATIONAL REHABILITATION ACT (41 STAT. 735) AS AMENDED (29 U.S.C. 41 (g), (h) and (i))

SEC. 11. For the purposes of this Act—

* * * * *

(g) The term “State” includes the District of Columbia, [Hawaii,] the Virgin Islands and Puerto Rico, and Guam.

(h)(1) The “allotment percentage” for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (A) the allotment percentage shall in no case be more than 75 per centum or less than 33⅓ per centum, and (B) [the allotment percentage for Hawaii shall be 50 per centum, and] the

allotment percentage for Puerto Rico, Guam, and the Virgin Islands shall be 75 per centum.

(2) * * *

(3) *Promulgations of allotment percentages and computations of Federal shares made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe for Alaska an allotment percentage of 75 per centum and a Federal share of 60 per centum and, for purposes of such promulgations and computations, Alaska shall not be included as part of the "United States". Promulgations and computations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.*

(4) *The term "United States" means (but only for purposes of this subsection and subsection (i)) the fifty States and the District of Columbia.*

(i) The "Federal share" for any State for any fiscal year (other than the fiscal year ending June 30, 1954) shall be 100 per centum less that percentage which bears the same ratio to 40 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (A) the Federal share shall in no case be more than 70 per centum or less than 50 per centum, and (B) [the Federal share for Hawaii shall be 60 per centum, and] the Federal share for Puerto Rico, Guam, and the Virgin Islands shall be 70 per centum. * * *

ACT OF JUNE 6, 1933 (48 STAT. 114), AS AMENDED (29 U.S.C. 49b(b))

SEC. 3. (a) * * *.

(b) Whenever in this Act the word "State" or "States" is used, it shall be understood to include [Hawaii, Alaska,] Puerto Rico, Guam, and the Virgin Islands.

FAIR LABOR STANDARDS ACT OF 1938 (52 STAT. 1060), AS AMENDED (29 U.S.C. 213(f) AND 217)

SEC. 13. (f) The provisions of sections 6, 7, 11, and 12 shall not apply with respect to any employee whose services during the work-week are performed in a workplace within a foreign country or within territory under jurisdiction of the United States other than the following: a State of the United States; the District of Columbia; [Alaska; Hawaii;] Puerto Rico; the Virgin Islands; outer Continental Shelf lands defined in the Outer Continental Shelf Lands Act; American Samoa; Guam; Wake Islands; and the Canal Zone.

* * * * *

SEC. 17. The district courts, together with [the District Court for the Territory of Alaska,] the United States District Court for the District of the Canal Zone, the District Court of the Virgin Islands and the District Court of Guam shall have jurisdiction, for cause shown, to restrain violations of section 15 of this Act: *Provided*, That no court shall have jurisdiction, in any action brought by the Secre-

tary of Labor to restrain such violations, to order the payment to employees of unpaid minimum wages or unpaid overtime compensation or an additional equal amount as liquidated damages in such action.

WELFARE AND PENSION PLANS DISCLOSURE ACT (72 STAT. 997; 29 U.S.C. 302(a)(9))

SEC. 3. (a) When used in this Act—

* * * * *

(9) The term "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Virgin Islands, and the Canal Zone.

TITLE 32, UNITED STATES CODE

§ 101. DEFINITIONS.

In addition to the definitions in sections 1–5 of title 1, the following definitions apply in this title:

(1) "Territory" means [Hawaii or] any Territory organized after this title is enacted, so long as it remains a Territory.

* * * * *

FEDERAL WATER POLLUTION CONTROL ACT (62 STAT. 1155) AS AMENDED (33 U.S.C. 466(d) AND 466(j))

SEC. 5. (h)(1) The "Federal share" for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (A) the Federal share shall in no case be more than 66⅔ per centum or less than 33⅓ per centum, and (B) the Federal share [for Hawaii shall be 50 per centum, and] for Puerto Rico and the Virgin Islands shall be 66⅔ per centum.

(2) * * *.

(3) *As used in this subsection, the term "United States" means the fifty States and the District of Columbia.*

(4) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available for the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.*

* * * * *

SEC. 11. When used in this Act—

* * * * *

(d) The term "State" means a State, the District of Columbia, [Hawaii,] Puerto Rico, or the Virgin Islands.

ACT OF AUGUST 3, 1956 (70 STAT. 988; 33 U.S.C. 875)

In places where the Coast and Geodetic Survey is serving which are not within the jurisdiction of any one of **the several States** *the States of the continental United States, excluding Alaska*, commanding officers of Coast and Geodetic Survey vessels, and such other officers of the Coast and Geodetic Survey as the Secretary of Commerce may designate, may exercise the general powers of the notary public in the administration of oaths for the execution, acknowledgment, and attestation of instruments and papers, and the performance of all other notarial acts. The powers conferred shall be limited to acts performed in behalf of the personnel of the Coast and Geodetic Survey or in connection with the proper execution of the functions of that agency.

TITLE 38, UNITED STATES CODE**§ 624. HOSPITAL CARE AND MEDICAL SERVICES ABROAD.**

(a) Except as provided in subsections (b) and (c), the Administrator shall not furnish hospital or domiciliary care or medical services **outside the continental limits of the United States, or a Territory, Commonwealth, or possession of the United States** *outside any State*.

* * * * *

§ 903. DEATH IN VETERANS' ADMINISTRATION FACILITY.

(a) Where death occurs in a Veterans' Administration facility to which the deceased was properly admitted for hospital or domiciliary care under authority of section 610 or 611(a) of this title, the Administrator shall pay the actual cost (not to exceed \$250) of the burial and funeral.

(b) **In addition to the foregoing**, when such a death occurs in the continental United States (including Alaska), the Administrator shall transport the body to the place of burial in the continental United States (including Alaska). *In addition to the foregoing, when such a death occurs in the continental United States or Hawaii, the Administrator shall transport the body to the place of burial in the continental United States or Hawaii.* Where such a death occurs in a Territory, a Commonwealth, or a possession of the United States, the Administrator shall transport the body to the place of burial within such Territory, Commonwealth, or possession.

(c) Within the limits prescribed in subsection (a), the Administrator may make contracts for burial and funeral services without regard to the laws requiring advertisement for proposals for supplies and services for the Veterans' Administration.

* * * * *

§ 2007. DEFINITIONS.

When used in this subchapter—

(a) The term "Korean conflict veteran" means any person who has served in the active service in the Armed Forces at any time on or after June 27, 1950, and before February 1, 1955, and who has been discharged or released from such active service under conditions other than dishonorable after continuous service of ninety days or more, or by reason of an actual service-incurred injury or disability.

(b) The term "unemployment compensation" means the money payments to individuals with respect to their unemployment.

(c) The term "State" includes [Hawaii,] Puerto Rico, the Virgin Islands, and the District of Columbia.

ACT OF MARCH 3, 1931 (46 STAT. 1494), AS AMENDED (40 U.S.C. 276a)

The advertised specifications for every contract in excess of \$2,000, to which the United States or the District of Columbia is a party, for construction, alteration, and/or repair, including painting and decorating, of public buildings or public works of the United States or the District of Columbia within the geographical limits of the States of the Union [, the Territory of Alaska, the Territory of Hawaii,] or the District of Columbia, and which requires or involves the employment of mechanics and/or laborers shall contain a provision stating the minimum wages to be paid various classes of laborers and mechanics which shall be based upon the wages that will be determined by the Secretary of Labor to be prevailing for the corresponding classes of laborers and mechanics employed on projects of a character similar to the contract work in the city, town, village, or other civil subdivision of the State [, or the Territory of Alaska, or the Territory of Hawaii] in which the work is to be performed, or in the District of Columbia if the work is to be performed there; and every contract based upon these specifications shall contain a stipulation that the contractor or his subcontractor shall pay all mechanics and laborers employed directly upon the site of the work, unconditionally and not less often than once a week, and without subsequent deduction or rebate on any account, the full amounts accrued at time of payment, computed at wage rates not less than those stated in the advertised specifications, regardless of any contractual relationship which may be alleged to exist between the contractor or subcontractor and such laborers and mechanics, and that the scale of wages to be paid shall be posted by the contractor in a prominent and easily accessible place at the site of the work; and the further stipulation that there may be withheld from the contractor so much of accrued payments as may be considered necessary by the contracting officer to pay to laborers and mechanics employed by the contractor or any subcontractor on the work the difference between the rates of wages required by the contract to be paid laborers and mechanics on the work and the rates of wages received by such laborers and mechanics and not refunded to the contractor, subcontractors, or their agents.

**FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT
OF 1949 (63 STAT. 378) AS AMENDED (40 U.S.C. 472(f),
491(j), 514(c), AND 522(a))**

SEC. 3. As used in this Act—

* * * * *

(f) The term “foreign excess property” means any excess property located outside the [continental United States (including Alaska), Hawaii.] *States of the Union, the District of Columbia, Puerto Rico, and the Virgin Islands.*

* * * * *

SEC. 211. (j) The United States Civil Service Commission shall issue regulations to govern executive agencies in authorizing civilian personnel to operate Government-owned motor vehicles for official purposes within the [continental United States, its Territories and possessions] *States of the Union, the District of Columbia, Puerto Rico, and the possessions of the United States.* * * *

* * * * *

SEC. 404. (c) The head of each executive agency responsible for the disposal of foreign excess property hereunder may, as may be necessary to carry out his functions under this title, (1) subject to the civil-service and classification laws, appoint and fix the compensation of personnel, and (2) without regard to the civil-service laws, appoint personnel outside the [continental limits of the United States] *States of the Union and the District of Columbia.*

* * * * *

SEC. 702. As used in this title—

(a) The term “State” means each of the several States of the United States [and the Territory of Hawaii].

**TITLE III OF THE ACT OF MARCH 3, 1933 (47 STAT. 1520) AS
AMENDED (41 U.S.C. 10c)**

SEC. 1. When used in this title—

(a) The term “United States”, when used in a geographical sense, includes the United States and any place subject to the jurisdiction thereof;

(b) The terms “public use”, “public building”, and “public work” shall mean use by, public building of, and public work of, the United States, the District of Columbia, [Hawaii,] Puerto Rico, American Samoa, the Canal Zone, and the Virgin Islands.

**PUBLIC HEALTH SERVICE ACT (58 STAT. 682) AS AMENDED
(42 U.S.C. 201, 255, 264, AND 291i)**

SEC. 2. When used in this Act—

* * * * *

(f) The term “State” means a State or the District of Columbia, [Hawaii,] Puerto Rico, or the Virgin Islands, except that as used in section 361(d) such term means a State or the District of Columbia.

* * * * *

SEC. 331. The Service shall, in accordance with regulations, receive into any hospital of the Service suitable for his accommodation any person afflicted with leprosy who presents himself for care, detention, or treatment, or who may be apprehended under section 332 or 361 of this Act, and any person afflicted with leprosy duly consigned to the care of the Service by the proper health authority of any State [, Territory, or the District of Columbia]. * * * When so provided in appropriations available for any fiscal year for the maintenance of hospitals of the Service, the Surgeon General is authorized and directed to make payments to the Board of Health of [the Territory of Hawaii] *Hawaii* for the care and treatment in its facilities of persons afflicted with leprosy at a per diem rate, determined from time to time by the Surgeon General, which shall, subject to the availability of appropriations, be approximately equal to the per diem operating cost per patient of such facilities, except that such per diem rate shall not be greater than the comparable per diem operating cost per patient at the National Leprosarium, Carville, Louisiana.

* * * * *

SEC. 361. (c) Except as provided in subsection (d), regulations prescribed under this section, insofar as they provide for the apprehension, detention, examination, or conditional release of individuals, shall be applicable only to individuals coming into a State or possession from a foreign country [, the Territory of Hawaii,] or a possession.

* * * * *

SEC. 631. For the purposes of this title—

(a) the allotment percentage for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (1) the allotment percentage shall in no case be more than 75 per centum or less than 33½ per centum, and (2) [the allotment percentage for Hawaii shall be 50 per centum, and] the allotment percentage for Puerto Rico, Guam, and the Virgin Islands shall be 75 per centum;

(b) (1) the allotment percentages shall be promulgated by the Surgeon General between July 1 and August 31 of each even-numbered year, on the basis of the average of the per capita incomes of the States and of the [continental] United States for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. * * *

(2) *The term "United States" means (but only for purposes of this subsection and subsection (a)) the fifty States and the District of Columbia:*

(3) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe an allotment percentage for Alaska of 50 per centum and, for purposes of such promulgation, Alaska shall not be included as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years:*

(c) * * * .

(d) the term "State" includes [Hawaii,] Puerto Rico, Guam, the Virgin Islands, and the District of Columbia.

SOCIAL SECURITY ACT (49 STAT. 620) AS AMENDED (42 U.S.C. 402 410 418 724 1301 AND 1361(a))

SEC. 202. (i) * * * In the case of any individual who died outside the [forty-nine] *fifty* States and the District of Columbia after December 1956 while he was performing service, as a member of a uniformed service, to which the provisions of section 210(m)(1) are applicable, and who is returned to any of such States, or the District of Columbia, or to any Territory or possession of the United States, for interment or reinterment, the provisions of the third sentence of this subsection shall not prevent payment to any person under the second sentence of this subsection if application for a lump-sum death payment with respect to such deceased individual is filed by or on behalf of such person (whether or not legally competent) prior to the expiration of two years after the date of such interment or reinterment.

* * * * *

SEC. 210. (h) The term "State" includes [Hawaii,] the District of Columbia [,] and the Virgin Islands; and on and after the effective date specified in section 219 such term includes Puerto Rico.

(i) the term "United States" when used in a geographical sense means the States, [Hawaii,] the District of Columbia, and the Virgin Islands; and on and after the effective date specified in section 219 such term includes Puerto Rico.

* * * * *

SEC. 218. (d)(6) * * * .

(C) For the purposes of this subsection, any retirement system established by the State of California, Connecticut, Florida, Georgia, Massachusetts, Minnesota, New York, North Dakota, Pennsylvania, Rhode Island, Tennessee, Vermont, Washington, Wisconsin, or [the Territory of] Hawaii, or any political subdivision of any such State [or Territory], which, on, before, or after August 1, 1956, is divided into two divisions or parts, one of which is composed of positions of members of such system who desire coverage under an agreement under this section and the other of which is composed of positions of members of such system who do not desire such coverage, shall, if the State [or Territory] so desires and if it is provided that there shall be included in such division or part composed of members desiring such coverage the positions of individuals who become members of such system after such coverage is extended, be deemed to be a separate retirement system with respect to each such division or part.

(D) * * * .

(E) * * * .

(F) * * * .

(G) For the purposes of this subsection, in the case of any retirement system of the State of Florida, Georgia, Minnesota, North Dakota, Pennsylvania, Washington, or [the Territory of] Hawaii which covers positions of employees of such State [or Territory] who are

compensated in whole or in part from grants made to such State [or Territory] under title III, there shall be deemed to be, if such State [or Territory] so desires, a separate retirement system with respect to any of the following:

- (i) the positions of such employees;
- (ii) the positions of all employees of such State [or Territory] covered by such retirement system who are employed in the department of such State [or Territory] in which the employees referred to in clause (i) are employed; or
- (iii) employees of such State [or Territory] covered by such retirement system who are employed in such department of such State [or Territory] in positions other than those referred to in clause (i).

* * * * *

(p) * * * Any agreement with the State of Alabama, California, Florida, Georgia, Kansas, Maryland, New York, North Carolina, North Dakota, Oregon, South Carolina, South Dakota, Tennessee, Vermont, Washington, or [Territory of] Hawaii entered into pursuant to this section prior to August 1, 1956 may, notwithstanding the provisions of subsection (d)(5)(A) of this section and the references thereto in subsections (d)(1) and (d)(3) of this section, be modified pursuant to subsection (c)(4) of this section to apply to service performed by employees of such State or any political subdivision thereof in any policeman's or fireman's position covered by a retirement system in effect on or after August 1, 1956, but only upon compliance with the requirements of subsection (d)(3) of this section. For the purposes of the preceding sentence, a retirement system which covers positions of policemen or firemen, or both, and other positions shall, if the State concerned so desires, be deemed to be a separate retirement system with respect to the positions of such policemen or firemen, or both, as the case may be.

* * * * *

SEC. 524. (a) The "allotment percentage" for any State shall be 100 per centum less the State percentage; and the State percentage shall be that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*; except that (A) the allotment percentage shall in no case be less than 30 per centum or more than 70 per centum, and (B) the allotment percentage shall be 70 per centum in the case of Puerto Rico, the Virgin Islands, and Guam.

(b) For the fiscal year ending June 30, 1960, and each year thereafter, the "Federal share" for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (1) in no case shall the Federal share be less than 33½ per centum or more than 66⅔ per centum, and (2) the Federal share shall be 66⅔ per centum in the case of Puerto Rico, the Virgin Islands, and Guam. For the fiscal year ending June 30, 1959, the Federal share shall be determined pursuant to the provisions of section 521 as in effect prior to the enactment of the Social Security Amendments of 1958.

(c) The Federal share and the allotment percentage for each State shall be promulgated by the Secretary between July 1 and August 31

of each even-numbered year, on the basis of the average per capita income of each State and of the [continental United States (including Alaska)] *United States* for the three most recent calendar years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the two fiscal years in the period beginning July 1 next succeeding such promulgation: *Provided*, That the Secretary shall promulgate such Federal shares and allotment percentages as soon as possible after the enactment of the Social Security Amendments of 1958, which promulgation shall be conclusive for each of the 3 fiscal years in the period ending June 30, 1961.

(d) *For purposes of this section, the term "United States" means the fifty States and the District of Columbia.*

(e) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.*

* * * * *

SEC. 1101. (a) When used in this Act—

(1) The term "State" includes [Hawaii and] the District of Columbia, and when used in title I, IV, V, VII, X, and XIV of this Act includes Puerto Rico, the Virgin Islands, and Guam.

(2) The term "United States" when used in a geographical sense means the States [, Hawaii,] and the District of Columbia.

* * * * *

(8) (A) The "Federal percentage" for any State (other than Puerto Rico, the Virgin Islands, and Guam) shall be 100 per centum less the State percentage; and the State percentage shall be that percentage which bears the same ratio to 50 per centum as the square of the per capita income of such State bears to the square of the per capita income of the [continental United States (including Alaska)] *United States*; except that [(i)] the Federal percentage shall in no case be less than 50 per centum or more than 65 per centum [, and (ii) the Federal percentage shall be 50 per centum for Hawaii].

(B) The Federal percentage for each State (other than Puerto Rico, the Virgin Islands, and Guam) shall be promulgated by the Secretary between July 1 and August 31 of each even-numbered year, on the basis of the average per capita income of each State of the [continental United States (including Alaska)] *United States* for the three most recent calendar years for which satisfactory data are available from the Department of Commerce. * * *

(C) *The term "United States" means (but only for purposes of subparagraphs (A) and (B) of this paragraph) the fifty States and the District of Columbia.*

(D) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal percentage for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included*

as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.

* * * * *

SEC. 1501. (a) * * * For the purpose of paragraph (5) of this subsection, the term "United States" when used in a geographical sense means the States, [Alaska, Hawaii,] the District of Columbia, Puerto Rico, and the Virgin Islands.

**ACT OF JANUARY 12, 1895 (28 STAT. 617), AS AMENDED
(44 U.S.C. 183)**

SEC. 73. The Public Printer shall furnish the Congressional Record as follows and shall furnish gratuitously no others in addition thereto: * * * To the offices of the Governors of [Hawaii,] Puerto Rico, Guam, and the Virgin Islands, each, five copies in both daily and bound form. * * * To the governor of each State, one copy in both daily and bound form. * * *

**FEDERAL REGISTER ACT (49 STAT. 500), AS AMENDED
(44 U.S.C. 308)**

SEC. 8. Whenever notice of hearing or of opportunity to be heard is required or authorized to be given by or under an Act of the Congress, or may otherwise properly be given, the notice shall be deemed to have been duly given to all persons residing within the [continental United States (including Alaska)] *States of the Union and the District of Columbia*, except in cases where notice by publication is insufficient in law, if said notice shall be published in the Federal Register at such time that the period between the publication and the date fixed in such notice for the hearing or for the termination of the opportunity to be heard shall be (a) not less than the time specifically prescribed for the publication of the notice by the appropriate Act of the Congress; or (b) not less than fifteen days when no time for publication is specifically prescribed by the Act, without prejudice, however, to the effectiveness of any notice of less than fifteen days where such shorter period is reasonable.

**ACT OF FEBRUARY 16, 1925 (43 STAT. 947), AS AMENDED
(46 U.S.C. 18)**

SEC. 1. For the purposes of the navigation laws of the United States and of the Ship Mortgage Act of 1920, every vessel of the United States shall have a "home port" in the United States, including [Alaska, Hawaii, and] Puerto Rico, which port the owner of such vessel, subject to the approval of the Commissioner of Customs, shall specifically fix and determine, and subject to such approval may from time to time change. * * *

**MERCHANT MARINE ACT, 1936 (49 STAT. 1985), AS AMENDED
(46 U.S.C. 1155(a), 1176, AND 1192)**

SEC. 505. (a) All construction in respect of which a construction-differential subsidy is allowed under this title shall be performed in a shipyard within the continental limits of the United States as the result of competitive bidding, after due advertisement, with the right reserved in the applicant to reject, and in the Federal Maritime Board to disapprove, any or all bids. * * * *For the purposes of this subsection, the term "continental limits of the United States" includes the States of Alaska and Hawaii.*

* * * * *

SEC. 606. Every contract for an operating-differential subsidy under this title shall provide (1) * * *; and (7) what whenever practicable, the operator shall use only articles, materials, and supplies of the growth, production, and manufacture of the United States,* * * except when it is necessary to purchase supplies and equipment outside the United States to enable such vessel to continue and complete her voyage, and the operator shall perform repairs to subsidized vessels within the continental limits of the United States, except in an emergency. *For the purposes of this section, the term "continental limits of the United States" includes the States of Alaska and Hawaii.*

* * * * *

SEC. 702. The Secretary of Commerce is authorized to have constructed in shipyards in the continental United States such new vessels as he shall determine may be required to carry out the objects of this Act, and to have old vessels reconditioned or remodeled in such yards: *Provided*, That if satisfactory contracts for such new construction or reconstruction, in accordance with the provisions of this Act, cannot be obtained from private shipbuilders, the Secretary is authorized to have such vessels constructed, reconditioned, or remodeled in United States navy yards. *For the purposes of this section, the term "continental United States" includes the States of Alaska and Hawaii.*

**COMMUNICATIONS ACT OF 1934 (48 STAT. 1064),
AS AMENDED (47 U.S.C. 222)**

SEC. 222. (a) (10) The term "continental United States" means [the several States and the District of Columbia] *the District of Columbia and the States of the Union, except Hawaii.*

ACT OF SEPTEMBER 7, 1957 (71 STAT. 629), AS AMENDED

SEC. 3. The Board is hereby authorized to guarantee any lender against loss of principal or interest on any aircraft purchase loan made by such lender to any air carrier holding a certificate of public convenience and necessity issued by the Board (a) designated therein to be for local or feeder air service, or (b) providing for operations wholly within the [Territory] State of Hawaii, or (c) providing for operations (the major portion of which are conducted either within Alaska or

between Alaska and the United States) within the State of Alaska (including service between Alaska and the United States, and between Alaska and adjacent Canadian territory), or (d) providing for operations within the Commonwealth of Puerto Rico (including service to the Virgin Islands and the Dominican Republic), or (e) providing for operations between Florida and the British West Indies (including service to Cuba), or (f) for the purpose of authorizing metropolitan helicopter service. Such guaranty shall be made in such form, on such terms and conditions, and pursuant to such regulations, as the Board deems necessary and which are not inconsistent with the provisions of this Act.

**ACT OF AUGUST 10, 1956 (70A STAT. 636) AS AMENDED
(50 U.S.C. 2285(c))**

SEC. 43. (c) This section applies only to real property in the [United States, Hawaii,] *States of the Union, the District of Columbia* and Puerto Rico. It does not apply to real property for river and harbor projects or flood-control projects, or to leases of Government-owned real property for agricultural or grazing purposes.

**UNIVERSAL MILITARY TRAINING AND SERVICE ACT (62
STAT. 624), AS AMENDED (50 U.S.C., APP. SEC. 466(b))**

SEC. 16. (b) The term "United States", when used in a geographical sense, shall be deemed to mean the several States, the District of Columbia, [Hawaii,] Puerto Rico, the Virgin Islands, and Guam.

ACT OF MARCH 18, 1959 (73 STAT. 5)

SEC. 5. (b) Except as provided in subsection (c) and (d) of this section, the United States grants to the State of Hawaii, effective upon its admission into the Union, the United States title to all the public lands and other public property, *and to all lands defined as "available lands" by section 203 of the Hawaiian Homes Commission Act, 1920, as amended*, within the boundaries of the State of Hawaii, title to which is held by the United States immediately prior to its admission into the Union. The grant hereby made shall be in lieu of any and all grants provided for new States by provisions of law other than this Act, and such grants shall not extend to the State of Hawaii.

**INDEPENDENT OFFICES APPROPRIATION ACT, 1960
(73 STAT. 500, 507)**

No part of any money appropriated by this or any other Act for any agency of the executive branch of the Government shall be used during the current fiscal year [for the purchase within the continental limits of the United States of any typewriting machines] *for the purchase within the States of the Union and the District of Columbia of any*

typewriting machines except in accordance with regulations issued pursuant to the provisions of the Federal Property and Administrative Services Act of 1949, as amended.

ACT OF MARCH 18, 1959 (73 Stat. 12)

SEC. 18. (a) Nothing contained in this Act shall be construed as depriving the Federal Maritime Board of the exclusive jurisdiction heretofore conferred on it over common carriers engaged in transportation by water between any port in the State of Hawaii and other ports in the United States, or possessions, **[or is conferring]** *or as conferring* on the Interstate Commerce Commission jurisdiction over transportation by water between any such ports.

TARIFF ACT OF 1930, AS AMENDED (19 U.S.C. 1309(a))

SEC. 309. (a) Articles of foreign or domestic origin may be withdrawn, under such regulations as the Secretary of the Treasury may prescribe, from any customs bonded warehouse, from continuous customs custody elsewhere than in a bonded warehouse, or from a foreign-trade zone free of duty and internal-revenue tax, or from any internal-revenue bonded warehouse, from any brewery, or from any winery premises or bonded premises for the storage of wine, free of internal-revenue tax—

(1) for supplies (not including equipment) of (A) vessels or aircraft operated by the United States, (B) vessels of the United States employed in the fisheries or in the whaling business, or actually engaged in foreign trade or trade between the Atlantic and Pacific ports of the United States or between the United States and any of its possessions *or between Hawaii and any other part of the United States or between Alaska and any other part of the United States*, or (C) aircraft registered in the United States and actually engaged in foreign trade or trade between the United States and any of its possessions *or between Hawaii and any other part of the United States or between Alaska and any other part of the United States*; or

(2) for supplies (including equipment) or repair of (A) vessels of war of any foreign nation, or (B) foreign vessels employed in the fisheries or in the whaling business, or actually engaged in foreign trade or trade between the United States and any of its possessions *or between Hawaii and any other part of the United States or between Alaska and any other part of the United States*, where such trade by foreign vessels is permitted; or

(3) for supplies (including equipment), ground equipment, maintenance, or repair of aircraft registered in any foreign country and actually engaged in foreign trade or trade between the United States and any of its possessions *or between Hawaii and any other part of the United States or between Alaska and any other part of the United States*, where trade by foreign aircraft is permitted. With respect to articles for ground equipment, the exemption hereunder shall apply only to duties and to taxes imposed upon or by reason of importation.

ALASKA OMNIBUS ACT (PUBLIC LAW 86-70; 73 STAT. 141)

SEC. 47. (a) The amendments made by paragraph (2) of subsection (a) of section 18, by subsection (a) of section 28, by paragraph (1) of subsection (c) of section 31, by subsections (a) and (b) of section 32, and, except as provided in subsection (c) of this section, by subsection (b) of section 24, shall be applicable in the case of promulgations of Federal shares, allotment percentages, allotment ratios, and Federal percentages, as the case may be, made after satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska, and for this purpose such promulgations shall, before such data for the full period required by the applicable statutory provision as so amended are available from the Department of Commerce, be based on satisfactory data available from such Department for such one full year or, when such data for a two-year period are available, for such two years.

(b) The amendments made by paragraphs (1) and (3) of subsection (a) of section 18 shall be applicable, in the case of allotments under section 302(b) or 502 of the National Defense Education Act of 1958, for fiscal years beginning July 1, 1959, and, in the case of allotments under section 302(a) of such Act, in the case of allotments based on allotment ratios, promulgated under such section 302(a), to which the amendment made by paragraph (2) of subsection (a) of section 18 of this Act is applicable.

[(c)(1) The allotment percentage determined for Alaska under section 11(h) of the Vocational Rehabilitation Act, as amended by this Act, for the first, second, third, and fourth years for which the amendments made by this Act are applicable to such section shall be increased by 76 per centum, 64 per centum, 52 per centum, and 28 per centum, respectively, of the difference between such allotment percentage for the year involved and 75 per centum.]

[(2) The Federal share for Alaska determined under section 11(i) of the Vocational Rehabilitation Act, as amended by this Act, for the first year for which the amendments made by this Act are applicable to such section shall be increased by 70 per centum of the difference between such Federal share for such year and 60 per centum.]

[(3) If such first year for which such amendments made by this Act are applicable in any fiscal year ending prior to July 1, 1962, the adjusted Federal share for Alaska for such year for purposes of section 2(b) of the Vocational Rehabilitation Act shall, notwithstanding the provisions of paragraph (3)(A) of such section 2(b), be the Federal share determined pursuant to paragraph (2) of this subsection.]

(d) The amendments made by paragraphs (2) and (3) of subsection (b), by subsection (c), and by paragraph (4) of subsection (d) of section 18; by subsection (a) of section 24; by subsection (b) of section 28; by subsection (a), by subparagraphs (2), (3), and (4) of subsection (b), and by paragraph (2) of subsection (c) of section 31; by paragraph (2) of subsection (c) and by subsection (d) of section 32; and, except as provided in subsection (b) of this section by paragraph (1) of subsection (a) of section 18, shall be effective on January 3, 1959.

(e) The amendment made by paragraph (1) of subsection (c) of section 32 shall apply in the case of deaths occurring on or after January 3, 1959.

(f) The amendments made by paragraph (1) of subsection (b) and paragraph (1), (2), and (3) of subsection (d) of section 18 shall be applicable for fiscal years beginning July 1, 1959.

(g) The amendments in sections 40 and 42 shall take effect when enacted: *Provided, however,* That with respect to injuries or deaths occurring on or after January 3, 1959, and prior to the effective date of these amendments, claims filed by employees engaged in the State of Alaska in any of the employments covered by the Defense Base Act (and their dependents) may be adjudicated under the Workmen's Compensation Act of Alaska instead of the Defense Base Act.



Union Calendar No. 683

86TH CONGRESS
2^D SESSION

H. R. 11602

[Report No. 1564]

IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 1960

Mr. INOUE introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

MAY 2, 1960

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Hawaii Omnibus Act".

4 PRINTING OUTSIDE UNITED STATES

5 SEC. 2. Subsection (a) of section 2 of the Act of Au-
6 gust 1, 1956 (70 Stat. 890), is amended by striking out
7 the words "the continental United States" and inserting in
8 lieu thereof the words "the States of the United States and
9 the District of Columbia".

1

SOIL BANK ACT

2

3 SEC. 3. Section 113 of the Soil Bank Act, as amended,
4 is amended to read as follows: "This subtitle B shall apply to
5 the several States and, if the Secretary determines it to be in
6 the national interest, to the Commonwealth of Puerto Rico
7 and the Virgin Islands; and as used in this subtitle B, the
8 term 'State' includes Puerto Rico and the Virgin Islands."

8

ARMED FORCES

9

10 SEC. 4. (a) Title 10, United States Code, section 101
11 (2), is amended by striking out the words "Hawaii or".

12 (b) Title 10, United States Code, sections 802 (11)
13 and 802 (12), are each amended by striking out the words
14 "the main group of the Hawaiian Islands,".

15 (c) Title 10, United States Code, section 2662 (c), is
16 amended by striking out the word ", Hawaii,".

17 (d) Title 10, United States Code, is amended by strik-
18 ing out clause (6) of section 4744; by renumbering clauses
19 (7) through (9) as clauses (6) through (8); by amending
20 redesignated clause (8) to read as follows: "The families
21 of persons described in clauses (1), (2), (4), (5), and
22 (7)."; and by striking out the words "clause (8) or (9)"
23 in the last sentence of such section and inserting in lieu
thereof the words "clause (7) or (8)".

HOME LOAN BANK BOARD

SEC. 5. (a) Paragraph (3) of section 2 of the Federal Home Loan Bank Act, as amended, is further amended by striking out the words "the Virgin Islands of the United States, and the Territory of Hawaii" and by inserting in lieu thereof the words "and the Virgin Islands of the United States".

(b) Section 7 of the Home Owners' Loan Act of 1933, as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

NATIONAL HOUSING ACT

SEC. 6. The National Housing Act is amended by striking out the word "Hawaii," in sections 9, 201 (d), 207 (a) (7), 601 (d), 713 (q), and 801 (g).

SECURITIES AND EXCHANGE COMMISSION

SEC. 7. (a) Paragraph (6) of section 2 of the Securities Act of 1933, as amended, is further amended by striking out the word "Hawaii,".

(b) Paragraph (16) of section 3 (a) of the Securities Exchange Act of 1934, as amended, is further amended by striking out the word "Hawaii,".

(c) Paragraph (37) of section 2 (a) and paragraph

1 (1) of section 6 (a) of the Investment Company Act of
2 1940, as amended, are each amended by striking out the
3 word "Hawaii,".

4 (d) Paragraph (18) of section 202 (a) of the Invest-
5 ment Advisers Act of 1940, as amended, is further amended
6 by striking out the word "Hawaii,".

7 SMALL BUSINESS INVESTMENT ACT

8 SEC. 8. Paragraph (4) of section 103 of the Small
9 Business Investment Act of 1958 is amended by striking out
10 the words "the Territories of Alaska and Hawaii,".

11 SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

12 SEC. 9. (a) Section 8 (b) of the Soil Conservation
13 and Domestic Allotment Act, as amended, is further amended
14 by striking out the words "in the continental United States,
15 except in Alaska," and inserting in lieu thereof the words
16 "in the States of the Union, except Alaska,".

17 (b) Section 17 (a) of the Soil Conservation and Do-
18 mestic Allotment Act, as amended, is further amended to
19 read as follows: "This Act shall apply to the States, the
20 Commonwealth of Puerto Rico, and the Virgin Islands, and,
21 as used in this Act, the term 'State' includes Puerto Rico
22 and the Virgin Islands."

23 WATER STORAGE AND UTILIZATION

24 SEC. 10. Section 1 of the Act of August 28, 1937 (50
25 Stat. 869), as amended, is further amended by striking out

1 the words "the United States, including the Territories of
2 Alaska and Hawaii, and Puerto Rico and the Virgin Islands"
3 and inserting in lieu thereof the words "the States of the
4 United States and in Puerto Rico and the Virgin Islands".

5 WILDLIFE RESTORATION

6 SEC. 11. Section 2 of the Act of September 2, 1937
7 (50 Stat. 917), as amended, is further amended by striking
8 out the words "; and the term 'State' shall be construed
9 to mean and include the several States and the Territory
10 of Hawaii".

11 FISHERY RESOURCES

12 SEC. 12. The Act of August 4, 1947 (61 Stat. 726),
13 is amended—

14 (a) by striking out the words "the Territories and
15 island possessions of the United States" and inserting
16 in lieu thereof the words "the United States and its
17 island possessions" in sections 1 and 2;

18 (b) by striking out the words "Territory of Hawaii
19 and" in section 1;

20 (c) by striking out the word "Territorial" and
21 inserting in lieu thereof the word "State" in section 3;
22 and

23 (d) by striking out the words "Hawaiian Islands"
24 and "Territory of Hawaii" and inserting in lieu thereof,
25 in both cases, the words "State of Hawaii" in section 4.

1 FISH RESTORATION

2 SEC. 13. Section 2 (d) of the Act of August 9, 1950
3 (64 Stat. 431), as amended, is further amended by strik-
4 ing out the words “; and the term ‘State’ shall be construed
5 to mean and include the several States and the Territory of
6 Hawaii”.

7 CRIMINAL CODE

8 SEC. 14. (a) Title 18, United States Code, section
9 1401, is amended by striking out the words “the Terri-
10 tory of Alaska, the Territory of Hawaii,”.

11 (b) Title 18, United States Code, section 5024, is
12 amended by striking out the words preceding the first
13 comma and inserting in lieu thereof the words “This chapter
14 shall apply in the States of the United States”.

15 (c) Section 6 of Public Law 85-752, as amended, is
16 further amended by striking out the words preceding the
17 first comma and inserting in lieu thereof the words “Sec-
18 tions 3 and 4 of this Act shall apply in the States of the
19 United States”.

20 EDUCATION

21 National Defense Education Act

22 SEC. 15. (a) (1) Subsection (a) of section 103 of the
23 National Defense Education Act of 1958, relating to defini-
24 tion of State, is amended by striking out “Hawaii,” each
25 time it appears therein.

1 (2) (A) Paragraph (2), and subparagraph (C) of
2 paragraph (3), of subsection (a) of section 302 of such
3 Act, relating to allotments for science, mathematics, and
4 foreign language instruction equipment, are each amended
5 by striking out "continental United States" each time it
6 appears therein and inserting in lieu thereof "United States".

7 (B) Effective in the case of promulgations of allotment
8 ratios made, under section 302 of such Act, after enactment
9 of this Act and before satisfactory data are available from
10 the Department of Commerce for a full year on the per
11 capita income of Alaska, subparagraph B of such para-
12 graph (3) is amended to read:

13 “(B) The term ‘United States’ means the continental
14 United States (excluding Alaska) and Hawaii.”

15 (C) Effective in the case of promulgations of allotment
16 ratios made under such section 302 after such data for a
17 full year are available from the Department of Commerce,
18 subparagraph (B) of such paragraph (3) is amended to
19 read:

20 “(B) The term ‘United States’ means the fifty States
21 and the District of Columbia.”

22 Promulgations of allotment ratios made under such
23 section 302 after such data for a full year are available
24 from the Department of Commerce, but before such data
25 are available therefrom for a full three-year period, shall

1 be based on such data for such one full year or, when
2 such data are available for a two-year period, for such two
3 years.

4 (3) Section 1008 of such Act, relating to allotments
5 to territories, is amended by striking out "Hawaii,".

6 Vocational Education

7 (b) (1) Section 4 of the Act of March 10, 1924 (43
8 Stat. 18), extending the benefits of the Smith-Hughes voca-
9 tional education law to Hawaii, is repealed.

10 (2) The last sentence of section 2 of the Act of Febru-
11 ary 23, 1917 (39 Stat. 930), relating to allotments for
12 salaries of teachers of agricultural subjects, is amended by
13 striking out "\$27,000" and inserting in lieu thereof "\$28,-
14 500". The last sentence of section 4 of such Act, as
15 amended, relating to allotments for teacher training, is
16 amended by striking out "\$98,500" and inserting in lieu
17 thereof "\$105,200".

18 (3) Paragraph (1) of section 2 of the Vocational
19 Education Act of 1946, relating to definition of States and
20 Territories, is amended by striking out "the Territory of
21 Hawaii,".

22 (4) Subsection (e) of section 210 and subsection (a)
23 of section 307 of such Act, relating to definition of State,
24 are each amended by striking out "Hawaii,".

25 School Construction Assistance in Federally Affected Areas

1 (c) Paragraph (13) of section 15 of the Act of Septem-
2 ber 23, 1950 (64 Stat. 967), as amended, relating to defini-
3 tion of State, is amended by striking out "Hawaii,".

4 School Operation Assistance in Federally Affected Areas

5 (d) (1) The material in the parentheses in the first sen-
6 tence of subsection (d) of section 3 of the Act of September
7 30, 1960, as amended, relating to determination of local con-
8 tribution rate, is amended to read: "(other than a local
9 educational agency in Puerto Rico, Wake Island, Guam, or
10 the Virgin Islands, or in a State in which a substantial pro-
11 portion of the land is in unorganized territory for which a
12 State agency is the local educational agency, or in a State in
13 which there is only one local educational agency)".

14 (2) The fourth sentence of such subsection is amended
15 by striking out "in the continental United States (including
16 Alaska)" and inserting in lieu thereof "(other than Puerto
17 Rico, Wake Island, Guam, or the Virgin Islands)" and by
18 striking out "continental United States" in clause (ii) of such
19 sentence and inserting in lieu thereof "United States (which
20 for purposes of this sentence and the next sentence means
21 the fifty States and the District of Columbia)". The fifth
22 sentence of such subsection is amended by striking out "con-
23 tinental" before "United States" each time it appears therein
24 and by striking out "(including Alaska)".

1 (3) The last sentence of such subsection is amended
2 by striking out "Hawaii," and by inserting after "for which
3 a State agency is the local educational agency," the follow-
4 ing: "or in any State in which there is only one local
5 educational agency,".

6 (4) Paragraph (8) of section 9 of such Act, relating
7 to definition of State, is amended by striking out "Hawaii,".

8 Land-Grant College Aid

9 (e) Notwithstanding the last sentence of subsection
10 (b) of section 5 of the Act entitled "An Act to provide for
11 the admission of the State of Hawaii into the Union",
12 approved March 18, 1959 (73 Stat. 4; Public Law 86-3),
13 there is hereby authorized to be appropriated to the State of
14 Hawaii the sum of \$6,000,000. Amounts appropriated
15 under this subsection shall be held and considered to be
16 granted to such State subject to those provisions of the Act
17 entitled "An Act donating public lands to the several States
18 and Territories which may provide colleges for the benefit
19 of agriculture and the mechanic arts", approved July 2,
20 1862 (7 U.S.C. 301-308), applicable to the proceeds from
21 the sale of land or land scrip.

22 IMPORTATION OF MILK AND CREAM

23 SEC. 16. Subsection (b) of section 9 of the Act of
24 February 15, 1927 (44 Stat. 1103), as amended, is
25 amended to read:

1 “(b) The term ‘United States’ means the fifty States
2 and the District of Columbia.”

3 OPIUM POPPY CONTROL

4 SEC. 17. Section 12 of the Opium Poppy Control Act
5 of 1942, as amended, is further amended by deleting there-
6 from the words “the Territory of Hawaii,”.

7 HIGHWAYS

8 SEC. 18. (a) The definition of the term “State” in
9 title 23, United States Code, section 101 (a), is amended to
10 read as follows:

11 “The term ‘State’ means any one of the fifty States, the
12 District of Columbia, or Puerto Rico.”

13 (b) Sections 103 (g) and 105 (e) of title 23, United
14 States Code, are repealed.

15 (c) Section 103 (d) of title 23, United States Code, is
16 amended to read as follows:

17 “(d) The Interstate System shall be designated within
18 the United States, including the District of Columbia, and it
19 shall not exceed forty-one thousand miles in total extent.
20 It shall be so located as to connect by routes, as direct as
21 practicable, the principal metropolitan areas, cities, and in-
22 dustrial centers, to serve the national defense and, to the
23 greatest extent possible, to connect at suitable border points
24 with routes of continental importance in the Dominion of
25 Canada and the Republic of Mexico. The routes of this sys-

1 tem, to the greatest extent possible, shall be selected by joint
2 action of the State highway departments of each State and
3 the adjoining States, subject to the approval by the Secretary
4 as provided in subsection (e) of this section. All highways
5 or routes included in the Interstate System as finally ap-
6 proved, if not already coincident with the primary system,
7 shall be added to said system without regard to the mileage
8 limitation set forth in subsection (b) of this section. This
9 system may be located both in rural and urban areas.”

10 (d) Notwithstanding any other provision of law, for
11 the purpose of expediting the construction, reconstruction, or
12 improvement, inclusive of necessary bridges and tunnels, of
13 the Interstate System, including extensions thereof through
14 urban areas, designated in accordance with section 103 (d)
15 of title 23, United States Code, as amended by section 1 of
16 this Act, the sum of \$12,375,000 shall be apportioned to
17 the State of Hawaii out of the sum authorized to be appro-
18 priated for the Interstate System for the fiscal year ending
19 June 30, 1962, under the provisions of section 108 (b) of
20 the Federal-Aid Highway Act of 1956 (70 Stat. 374), as
21 amended by section 7 (a) of the Federal-Aid Highway Act
22 of 1958 (72 Stat. 89), such apportionment to be made
23 at the same time such funds are apportioned to other States.
24 The total sum to be apportioned under section 104 (b) (5)
25 of title 23, United States Code, for the fiscal year ending

1 June 30, 1962, among the States other than Hawaii, shall
2 be reduced by said sum apportioned to the State of Hawaii
3 under this section. The Secretary of Commerce shall ap-
4 portion funds to the State of Hawaii for the Interstate
5 System for the fiscal year 1963 and subsequent fiscal years
6 pursuant to the provisions of said section 104 (b) (5) of
7 title 23, United States Code, and, in preparing the estimates
8 required by that section, he shall take into account the
9 apportionment made to the State of Hawaii under this
10 section.

11 (e) Section 127 of title 23, United States Code, is
12 amended by adding at the end thereof the following sen-
13 tence: "With respect to the State of Hawaii, laws or regu-
14 lations in effect on February 1, 1960, shall be applicable
15 for the purposes of this section in lieu of those in effect on
16 July 1, 1956."

17 INTERNAL REVENUE

18 SEC. 19. (a) Section 4262 (c) (1) of the Internal
19 Revenue Code of 1954 (relating to the definition of "con-
20 tinental United States" for purposes of the tax on trans-
21 portation of persons) is amended to read as follows:

22 " (1) CONTINENTAL UNITED STATES.—The term
23 'continental United States' means the District of Co-
24 lumbia and the States other than Alaska and Hawaii."

25 (b) Section 2202 of the Internal Revenue Code of 1954

1 (relating to missionaries in foreign service) is amended by
2 striking out "the State, the District of Columbia, or Hawaii"
3 and inserting in lieu thereof "the State or the District of
4 Columbia".

5 (c) Section 3121 (e) (1) of the Internal Revenue Code
6 of 1954 (relating to a special definition of "State") is
7 amended by striking out "Hawaii,".

8 (d) Sections 3306 (j) and 4233 (b) of the Internal
9 Revenue Code of 1954 (each relating to a special definition
10 of "State") are amended by striking out "Hawaii, and".

11 (e) Section 4221 (d) (4) of the Internal Revenue Code
12 of 1954 (relating to a special definition of "State or local
13 government") is amended to read as follows:

14 " (4) STATE OR LOCAL GOVERNMENT.—The term
15 'State or local government' means any State, any politi-
16 cal subdivision thereof, or the District of Columbia."

17 (f) Section 4502 (5) of the Internal Revenue Code of
18 1954 (relating to definition of "United States") is amended
19 by striking out "the Territory of Hawaii,".

20 (g) Section 4774 of the Internal Revenue Code of 1954
21 (relating to territorial extent of law) is amended by striking
22 out "the Territory of Hawaii,".

23 (h) Section 7653 (d) of the Internal Revenue Code of

1 1954 (relating to shipments from the United States) is
 2 amended by striking out “, its possessions or the Territory
 3 of Hawaii” and inserting in lieu thereof “or its possessions”.

4 (i) Section 7701 (a) (9) of the Internal Revenue
 5 Code of 1954 (relating to definition of “United States”)
 6 is amended by striking out “, the Territory of Hawaii,”.

7 (j) Section 7701 (a) (10) of the Internal Revenue
 8 Code of 1954 (relating to definition of “State”) is amended
 9 by striking out “the Territory of Hawaii and”.

10 (k) The amendments contained in subsections (a)
 11 through (j) of this section shall be effective as of August
 12 21, 1959.

13 JUDICIARY

14 SEC. 20. Title 28, United States Code, section 91,
 15 and the Act of June 15, 1960 (64 Stat. 217), as amended,
 16 are each amended by striking out the words “Kure Island,”.

17 VOCATIONAL REHABILITATION

18 SEC. 21. (a) Subsection (g) of section 11 of the Vo-
 19 cational Rehabilitation Act, relating to definition of “State”,
 20 is amended by striking out “Hawaii,”.

21 (b) (1) Subsections (h) and (i) of such section, re-
 22 lating to definition of allotment percentages and Federal
 23 shares for purposes of allotment and matching for vocational

1 rehabilitation services grants, are each amended by striking
2 out “continental United States” and inserting in lieu thereof
3 “United States” and by striking out “(including Alaska)”.

4 (2) Paragraph (1) of such subsection (h) is further
5 amended by striking out “the allotment percentage for
6 Hawaii shall be 50 per centum, and” in clause (B).

7 (3) Subsection (h) of such section is further amended
8 by adding at the end thereof the following new paragraphs:

9 “(3) Promulgations of allotment percentages and com-
10 putations of Federal shares made before satisfactory data are
11 available from the Department of Commerce for a full year
12 on the per capita income of Alaska shall prescribe for Alaska
13 an allotment percentage of 75 per centum and a Federal
14 share of 60 per centum and, for purposes of such promulga-
15 tions and computations, Alaska shall not be included as part
16 of the ‘United States’. Promulgations and computations
17 made thereafter but before per capita income data for Alaska
18 for a full three-year period are available from the Depart-
19 ment of Commerce shall be based on satisfactory data avail-
20 able therefrom for Alaska for such one full year or, when
21 such data are available for a two-year period, for such two
22 years.

23 “(4) The term ‘United States’ means (but only for
24 purposes of this subsection and subsection (i)) the fifty
25 States and the District of Columbia.”

1 (4) Subsection (i) of such section is further amended
2 by striking out “the Federal share for Hawaii shall be 60
3 per centum, and” in clause (B).

LABOR

5 SEC. 22. (a) Section 3 (b) of the Act of June 6, 1933
6 (48 Stat. 114), as amended, is further amended by striking
7 out the words "Hawaii, Alaska,".

8 (b) Section 13 (f) of the Fair Labor Standards Act,
9 as amended, is further amended by striking out the words
10 “Alaska; Hawaii;”.

11 (c) Section 17 of the Fair Labor Standards Act, as
12 amended, is further amended by striking out the words
13 “the District Court for the Territory of Alaska,”.

(d) Section 3 (a) (9) of the Welfare and Pension Plans Disclosure Act is amended by striking out the word “Hawaii.”.

NATIONAL GUARD

18 SEC. 23. Title 32, United States Code, section 101 (1),
19 is amended by striking out the words “Hawaii or”.

WATER POLLUTION CONTROL ACT

SEC. 24. (a) (1) Subsection (h) of section 5 of the Federal Water Pollution Control Act, relating to Federal share for purposes of program operation grants, is amended by striking out "continental United States" and inserting

1 in lieu thereof "United States", by striking out "(including
2 Alaska)"; and by striking out, in clause (B) of paragraph
3 (1), "for Hawaii shall be 50 per centum, and".

4 (2) Such subsection is further amended by adding at the
5 end thereof the following new paragraphs:

6 " (3) As used in this subsection, the term 'United States'
7 means the fifty States and the District of Columbia.

8 " (4) Promulgations made before satisfactory data are
9 available from the Department of Commerce for a full year
10 on the per capita income of Alaska shall prescribe a Federal
11 share for Alaska of 50 per centum and, for purposes of
12 such promulgations, Alaska shall not be included as part of
13 the 'United States'. Promulgations made thereafter but
14 before per capita income data for Alaska for a full three-year
15 period are available for the Department of Commerce shall
16 be based on satisfactory data available therefrom for Alaska
17 for such one full year or, when such data are available for
18 a two-year period, for such two years."

19 (b) Subsection (d) of section 11 of such Act, relating
20 to definition of "State", is amended by striking out
21 "Hawaii,".

22 COAST AND GEODETIC SURVEY

23 SEC. 25. The first sentence of section 1 of the Act of
24 August 3, 1956 (70 Stat. 988), is amended by striking out
25 the words "the several States" and inserting in lieu thereof

1 the words "the States of the continental United States,
2 excluding Alaska".

3 VETERANS' ADMINISTRATION

4 SEC. 26. (a) Title 38, United States Code, section
5 624 (a), is amended by striking out the words "outside the
6 continental limits of the United States, or a Territory, Com-
7 monwealth, or possession of the United States" and inserting
8 in lieu thereof "outside any State".

9 (b) The first sentence of title 38, United States Code,
10 section 903 (b), is amended to read as follows: "In addition
11 to the foregoing, when such a death occurs in the continental
12 United States or Hawaii, the Administrator shall transport
13 the body to the place of burial in the continental United
14 States or Hawaii."

15 (c) Title 38, United States Code, section 2007 (c), is
16 amended by striking out the word "Hawaii,".

17 DAVIS-BACON ACT

18 SEC. 27. Section 1 of the Act of March 3, 1931 (46
19 Stat. 1494), as amended, is further amended by striking
20 out the words " , the Territory of Alaska, the Territory of
21 Hawaii," and the words " , or the Territory of Alaska, or the
22 Territory of Hawaii".

23 FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

24 SEC. 28. The Federal Property and Administrative
25 Services Act of 1949, as amended, is further amended by—

1 (a) striking out the words "continental United
2 States (including Alaska), Hawaii," in section 3 (f)
3 and inserting in lieu thereof the words "States of the
4 Union, the District of Columbia,";

5 (b) striking out the words "continental United
6 States, its Territories, and possessions" in section 211 (j)
7 and inserting in lieu thereof the words "States of the
8 Union, the District of Columbia, Puerto Rico, and the
9 possessions of the United States";

10 (c) striking out the words "continental limits of
11 the United States" in section 404 (c) and inserting in
12 lieu thereof the words "States of the Union and the Dis-
13 trict of Columbia"; and

14 (d) striking out the words "and the Territory of
15 Hawaii" in section 702 (a).

16 BUY AMERICAN ACT

17 SEC. 29. Section 1 (b) of title III of the Act of
18 March 3, 1933 (47 Stat. 1520), as amended, is amended
19 by striking out the word "Hawaii,".

20 PUBLIC HEALTH SERVICE ACT

21 SEC. 30. (a) Subsection (f) of section 2 of the Pub-
22 lic Health Service Act, relating to definition of State, is
23 amended by striking out "Hawaii,".

1 (b) The first sentence of section 331 of such Act, relat-
2 ing to receipt and treatment of lepers, is amended by strik-
3 ing out “, Territory, or the District of Columbia”. The
4 fifth sentence of such section is amended by striking out
5 “the Territory of Hawaii” and inserting in lieu thereof
6 “Hawaii”.

7 (c) Subsection (c) of section 361 of such Act, relating
8 to regulations governing apprehension and detention of per-
9 sons to prevent the spread of a communicable disease, is
10 amended by striking out “, the Territory of Hawaii,”.

11 (d) (1) Clause (2) of subsection (a) of section 631
12 of such Act, relating to definition of allotment percentage
13 for purposes of allotments for construction of hospitals and
14 other medical service facilities, is amended by striking out
15 “the allotment percentage for Hawaii shall be 50 per centum,
16 and”.

17 (2) Such subsection is further amended by striking out
18 “continental United States (including Alaska)” and insert-
19 ing in lieu thereof “United States”.

20 (3) Subsection (b) of such section, relating to pro-
21 mulgation of allotment percentages, is amended by striking
22 out “continental United States” and inserting in lieu thereof
23 “United States”. Such subsection is further amended by

1 inserting “(1)” after “(b)” and by adding at the end
2 thereof the following new paragraphs:

3 “(2) The term ‘United States’ means (but only for
4 purposes of this subsection and subsection (a)) the fifty
5 States and the District of Columbia;

6 “(3) Promulgations made before satisfactory data are
7 available from the Department of Commerce for a full year
8 on the per capita income of Alaska shall prescribe an allot-
9 ment percentage for Alaska of 50 per centum and, for pur-
10 poses of such promulgation, Alaska shall not be included
11 as part of the ‘United States’. Promulgations made there-
12 after but before per capita income data for Alaska for a
13 full three-year period are available from the Department of
14 Commerce shall be based on satisfactory data available there-
15 from for Alaska for such one full year or, when such data
16 are available for a two-year period, for such two years;”.

17 (4) Subsection (d) of such section, relating to defini-
18 tion of State, is further amended by striking out “Hawaii,”.

19 SOCIAL SECURITY ACT

20 SEC. 31. (a) (1) Paragraph (8) of subsection (a)
21 of section 1101 of the Social Security Act, relating to defini-
22 tion of Federal percentage for purposes of matching for public
23 assistance grants, is amended by striking out “continental

1 United States (including Alaska)” and inserting in lieu
2 thereof “United States”.

3 (2) Subparagraph (A) of such paragraph is further
4 amended by striking out “(i)” and by striking out “, and
5 (ii) the Federal percentage shall be 50 per centum for
6 Hawaii”.

7 (3) Such paragraph is further amended by adding after
8 subparagraph (B) the following new subparagraphs:

9 “(C) The term ‘United States’ means (but only for
10 purposes of subparagraphs (A) and (B) of this para-
11 graph) the fifty States and the District of Columbia.

12 “(D) Promulgations made before satisfactory data are
13 available from the Department of Commerce for a full year
14 on the per capita income of Alaska shall prescribe a Federal
15 percentage for Alaska of 50 per centum and, for purposes of
16 such promulgations, Alaska shall not be included as part of
17 the ‘United States’. Promulgations made thereafter but
18 before per capita income data for Alaska for a full three-
19 year period are available from the Department of Com-
20 merce shall be based on satisfactory data available therefrom
21 for Alaska for such one full year or, when such data are
22 available for a two-year period, for such two years.”

23 (b) (1) Subsections (a), (b), and (c) of section 524

1 of such Act, relating to the definition of allotment percent-
2 ages and Federal shares for purposes of allotment and
3 matching for child welfare services grants, are each amended
4 by striking out "continental United States (including
5 Alaska)" and inserting in lieu thereof "United States".

6 (2) Such section is further amended by adding after
7 subsection (c) the following new subsections:

8 "(d) For purposes of this section, the term 'United
9 States' means the fifty States and the District of Columbia.

10 "(e) Promulgations made before satisfactory data are
11 available from the Department of Commerce for a full year
12 on the per capita income of Alaska shall prescribe a Federal
13 share for Alaska of 50 per centum and, for purposes of such
14 promulgations, Alaska shall not be included as part of the
15 'United States'. Promulgations made thereafter but before
16 per capita income data for Alaska for a full three-year period
17 are available from the Department of Commerce shall be
18 based on satisfactory data available therefrom for Alaska
19 for such one full year or, when such data are available for a
20 two-year period, for such two years."

21 (c) (1) The last sentence of subsection (i) of section
22 202 of the Social Security Act is amended by striking out
23 "forty-nine" and inserting in lieu thereof "fifty".

24 (2) Subsections (h) and (i) of section 210 of such Act
25 relating to definitions of State and United States for purposes

1 of old-age, survivors, and disability insurance, are each
2 amended by striking out "Hawaii,". Such subsection (h) is
3 further amended by striking out the comma after "District of
4 Columbia".

5 (d) (1) Paragraph (1) of subsection (a) of section
6 1101 of such Act, relating to definition of State, is amended
7 by striking out "Hawaii and".

8 (2) Paragraph (2) of such subsection, as amended,
9 relating to definition of "United States", is amended by
10 striking out ", Hawaii,".

11 (e) Subparagraph (C) and (G) of paragraph (6) of
12 subsection (d) of section 218 of the Social Security Act, as
13 amended, are each further amended by striking out "the
14 Territory of" and "or Territory" each time they appear
15 therein.

16 (f) Subsection (p) of such section is amended by strik-
17 ing out "Territory of".

18 (g) The last sentence of subsection (a) of section
19 1501 of the Social Security Act is amended by striking
20 out "Alaska, Hawaii,".

21 SMALL RECLAMATION PROJECTS

22 SEC. 32. The Small Reclamation Projects Act of 1956
23 (70 Stat. 1044), as heretofore and hereafter amended, shall
24 apply to the State of Hawaii.

1 CONGRESSIONAL RECORD

2 SEC. 33. Section 73 of the Act of January 12, 1895
3 (28 Stat. 617), as amended, is further amended by striking
4 out the word "Hawaii,".

5 FEDERAL REGISTER

6 SEC. 34. Section 8 of the Federal Register Act (49
7 Stat. 502), as amended, is further amended by striking out
8 the words "continental United States (including Alaska)"
9 and inserting in lieu thereof the words "States of the Union
10 and the District of Columbia".

11 HOME PORTS OF VESSELS

12 SEC. 35. Section 1 of the Act of February 16, 1925
13 (43 Stat. 947), as amended, is further amended by striking
14 out the words "Alaska, Hawaii, and".

15 MERCHANT MARINE ACT, 1936

16 SEC. 36. (a) Subsection (a) of section 505 of the
17 Merchant Marine Act, 1936, as amended, is further amended
18 by adding at the end thereof the following new sentence:
19 "For the purposes of this subsection, the term 'continental
20 limits of the United States' includes the States of Alaska
21 and Hawaii."

22 (b) Section 606 of such Act, as amended, is further
23 amended by adding at the end thereof the following new
24 sentence: "For the purposes of this section, the term

1 'continental limits of the United States' includes the States
2 of Alaska and Hawaii."

3 (c) Section 702 of such Act, as amended, is further
4 amended by adding at the end thereof the following new
5 sentence: "For the purposes of this section, the term 'con-
6 tinental United States' includes the States of Alaska and
7 Hawaii."

8 COMMUNICATIONS ACT

9 SEC. 37. Section 222 (a) (10) of the Communications
10 Act of 1934 is amended by striking out the words "the
11 several States and the District of Columbia" and inserting
12 in lieu thereof the words "the District of Columbia and the
13 States of the Union, except Hawaii".

14 AIRCRAFT LOAN GUARANTEES

15 SEC. 38. Section 3 of the Act of September 7, 1957
16 (71 Stat. 629), as amended, is further amended by striking
17 out the words "Territory of Hawaii" and inserting in lieu
18 thereof the words "State of Hawaii".

19 REAL PROPERTY TRANSACTIONS

20 SEC. 39. Section 43 (c) of the Act of August 10,
21 1956 (70A Stat. 636), as amended, is further amended
22 by striking out the words "United States, Hawaii," and
23 inserting in lieu thereof the words "States of the Union, the
24 District of Columbia,".

1 SELECTIVE SERVICE

2 SEC. 40. Section 16 (b) of the Universal Military
3 Training and Service Act, as amended, is further amended
4 by striking out the word "Hawaii,".

5 REPORTS ON FEDERAL LAND USE

6 SEC. 41. The President shall prescribe procedures to
7 assure that the reports to be submitted to him by Federal
8 agencies pursuant to section 5 (e) of the Act of March 18,
9 1959 (73 Stat. 6), providing for the admission of the State
10 of Hawaii into the Union, shall be prepared in accordance
11 with uniform policies and coordinated within the executive
12 branch.

13 HAWAIIAN HOMES COMMISSION LANDS

14 SEC. 42. Section 5 (b) of the Act of March 18, 1959
15 (73 Stat. 5), is amended by inserting, immediately follow-
16 ing the words "public property" the words " , and to all
17 lands defined as 'available lands' by section 203 of the
18 Hawaiian Homes Commission Act, 1920, as amended,".

19 LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

20 SEC. 43. Until August 21, 1964, there shall be cov-
21 ered into the treasury of the State of Hawaii the rentals or
22 consideration received by the United States with respect to
23 public property taken for the uses and purposes of the United
24 States under section 91 of the Hawaii Organic Act and

1 thereafter by the United States leased, rented, or granted
2 upon revocable permits to private parties.

3 TRANSFER OF RECORDS

4 SEC. 44. (a) There are hereby transferred to the
5 State of Hawaii all records and other papers that were made
6 or received by any Federal or territorial agency, or any
7 predecessor thereof, in connection with the performance of
8 functions assumed in whole or in substantial part by the
9 State of Hawaii. There are hereby also transferred to the
10 State of Hawaii all records and other papers in the custody
11 of the Public Archives of Hawaii that were made or re-
12 ceived by any Federal agency.

13 (b) There are also hereby transferred to the State of
14 Hawaii all books, publications, and legal reference materials
15 which are owned by the United States and which were, prior
16 to the admission of Hawaii to the Union, placed in the
17 custody of courts, libraries, or territorial agencies in Hawaii
18 in order to facilitate the performance of functions conferred
19 on such courts or agencies by Federal law.

20 USE OF G.S.A. SERVICES OR FACILITIES

21 SEC. 45. The Administrator of General Services is
22 authorized to make available to the State of Hawaii such
23 services or facilities as are determined by the Administrator
24 to be necessary for an interim period, pending provision of

1 such services or facilities by the State of Hawaii. Such
2 interim period shall not extend beyond August 21, 1964.
3 Payment shall be made to the General Services Administra-
4 tion by the State of Hawaii for the cost of such services or
5 facilities to the Federal Government, as determined by the
6 Administrator.

7 PURCHASES OF TYPEWRITERS

8 SEC. 46. Title I of the Independent Offices Appropri-
9 ation Act, 1960, is amended by striking out the words "for
10 the purchase within the continental limits of the United
11 States of any typewriting machines" and inserting in lieu
12 thereof "for the purchase within the States of the Union
13 and the District of Columbia of any typewriting machines".

14 FEDERAL MARITIME BOARD

15 SEC. 47. Section 18 (a) of the Act of March 18, 1959
16 (73 Stat. 12), providing for the admission of the State of
17 Hawaii into the Union, is amended by striking out the words
18 "or is conferring" and inserting in lieu thereof the words
19 "or as conferring".

20 TARIFF ACT OF 1930

21 SEC. 48. Section 309 (a) of the Tariff Act of 1930, as
22 amended (19 U.S.C. 1309 (a)), is amended by inserting "or
23 between Hawaii and any other part of the United States or
24 between Alaska and any other part of the United States"
25 immediately after "possessions" wherever it appears.

EFFECTIVE DATES

SEC. 49. (a) The amendments made by section 15 (a) (2) (A), by section 24 (a), by paragraphs (1), (2), and 3 of section 30 (d), by subsection (b), and paragraphs (1) and (3) of subsection (a), of section 31, and, except as provided in subsection (g) of this section, by section 21 (b) shall be applicable in the case of promulgations or computations of Federal shares, allotment percentages, allotment ratios, and Federal percentages, as the case may be, made after August 21, 1959.

(b) The amendments made by paragraph (2) of section 31 (a) shall be effective with the beginning of the calendar quarter in which this Act is enacted. The Secretary of Health, Education, and Welfare shall, as soon as possible after enactment of this Act, promulgate a Federal percentage for Hawaii determined in accordance with the provisions of subparagraph (B) of section 1101 (a) (8) of the Social Security Act, such promulgation to be effective for the period beginning with the beginning of the calendar quarter in which this Act is enacted and ending with the close of June 30, 1961.

(c) The amendment made by paragraphs (1) and (2) of subsection (b) and paragraphs (1), (2), and (3) of subsection (d) of section 15 shall be applicable in the case of fiscal years beginning after June 30, 1960.

1 (d) The amendments made by paragraphs (1) and (3)
2 of section 15 (a) shall be applicable, in the case of allot-
3 ments under section 302 (b) or 502 of the National Defense
4 Education Act of 1958, for fiscal years beginning after June
5 30, 1960, and, in the case of allotments under section 302
6 (a) of such Act, for fiscal years beginning after allotment
7 ratios, to which the amendment made by paragraph (2) of
8 section 15 (a) is applicable, are promulgated under such
9 section 302 (a).

10 (e) The amendment made by section 31 (c) (1) shall
11 be applicable in the case of deaths occurring on or after
12 August 21, 1959.

13 (f) The amendments made by subsection (c), para-
14 graphs (3) and (4) of subsection (b), and paragraph (4)
15 of subsection (d) of section 15, by section 21 (a), by sec-
16 tion 24 (b), by subsections (a), (b), and (c), and para-
17 graph (4) of subsection (d), of section 30, and by subsec-
18 tion (d), and paragraph (2) of subsection (c), of section 31
19 shall become effective on August 21, 1959.

20 (g) (1) The allotment percentage determined for
21 Alaska under section 11 (h) of the Vocational Rehabilita-
22 tion Act, as amended by this Act, for the first, second, third,
23 and fourth years for which such percentage is based on the per
24 capita income data for Alaska shall be increased by 76 per
25 centum, 64 per centum, 52 per centum, and 28 per centum,

1 respectively, of the difference between such allotment per-
2 centage for the year involved and 75 per centum.

3 (2) The Federal share for Alaska determined under
4 section 11 (i) of the Vocational Rehabilitation Act, as
5 amended by this Act, for the first year for which such Federal
6 share is based on per capita income data for Alaska shall
7 be increased by 70 per centum of the difference between such
8 Federal share for such year and 60 per centum.

9 (3) If such first year for which such Federal share is
10 based on per capita income data for Alaska is any fiscal
11 year ending prior to July 1, 1962, the adjusted Federal
12 share for Alaska for such year for purposes of section 2 (b)
13 of the Vocational Rehabilitation Act shall, notwithstanding
14 the provisions of paragraph (3) (A) of such section 2 (b),
15 be the Federal share determined pursuant to paragraph (2)
16 of this subsection.

17 (4) Section 47 (c) of the Alaska Omnibus Act (Public
18 Law 86-70) is repealed.

19 (h) The amendment made by section 48 shall apply
20 only with respect to articles withdrawn as provided in section
21 309 (a) of the Tariff Act of 1930, as amended, on or after
22 the date of the enactment of this Act.

23 ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

24 SEC. 50. Until Congress shall provide for the govern-
25 ment of Palmyra Island, Midway Island, and Wake Island,

1 all executive and legislative authority necessary for the civil
2 administration of Palmyra Island, Midway Island and Wake
3 Island, and all judicial authority other than that contained in
4 the Act of June 15, 1950 (64 Stat. 217), as amended,
5 shall continue to be vested in such person or persons and
6 shall be exercised in such manner and through such agency
7 or agencies as the President of the United States may direct
8 or authorize. In the case of Palmyra Island, such person or
9 persons may confer upon the United States District Court
10 for the District of Hawaii such jurisdiction (in addition to
11 that contained in such Act of June 15, 1950), and such
12 judicial functions and duties as he or they may deem appro-
13 priate for the civil administration of such island.

14 OTHER SUBJECTS

15 SEC. 51. The amendment by this Act of certain statutes
16 by deleting therefrom specific references to Hawaii or such
17 phrases as "Territory of Hawaii" shall not be construed
18 to affect the applicability or inapplicability in or to Hawaii
19 of other statutes not so amended.

20 SEPARABILITY

21 SEC. 52. If any provision of this Act, or the applica-
22 tion thereof to any person or circumstances, is held invalid,
23 the remainder of this Act, and the application of such pro-
24 vision to other persons or circumstances, shall not be affected
25 thereby.

86TH CONGRESS
2D Session

H. R. 11602

[Report No. 1564]

A BILL

To amend certain laws of the United States in
light of the admission of the State of Hawaii
into the Union, and for other purposes.

By Mr. INOUYE

APRIL 6, 1960

Referred to the Committee on Interior and Insular
Affairs

MAY 2, 1960

Committed to the Committee of the Whole House on
the State of the Union and ordered to be printed

May 16, 1961

12. MILITARY CONSTRUCTION. The Appropriations Committee reported without amendment H. R. 12231, the military construction appropriation bill for 1961 (H. Rept. 1606). p. 9645
House conferees were appointed on H. R. 10777, the military construction authorization bill for 1962 and 1963. Senate conferees have been appointed. p. 9633
13. LEGISLATIVE APPROPRIATION BILL, 1960. The Appropriations Committee reported without amendment this bill, H. R. 12232 (H. Rept. 1607). p. 9645
14. HAWAII. Passed without amendment H. R. 11602, to amend certain U. S. laws in light of the admission of Hawaii into the Union. pp. 9620-7
15. RECLAMATION. The Irrigation and Reclamation Subcommittee of the Interior and Insular Affairs Committee voted to report S. 1892, to authorize Interior to construct, operate, and maintain the Norman reclamation project, Okla. p. D420
16. ELECTRIFICATION. Rep. Price commended the work of the REA stating "it has spread good across the land, and we pay our tribute to those who built well before us when we celebrate the anniversary of the great work they set in motion." p. 9643
17. WATERSHED. Received from the Army a report on a survey of Gleason Creek, Robinson watershed, at and in the vicinity of Ely, Nev., authorized by the Flood Control Act of 1950 (H. Doc. 388). p. 9644
18. WILDLIFE; SURPLUS GRAIN. Received from the Secretary of Interior proposed legislation "to authorize the use of surplus grain by the States for emergency use in the feeding of resident game birds and other wildlife"; to Banking and Currency Committee. p. 9644

ITEMS IN APPENDIX

19. FARM PROGRAM. Extension of remarks of Sen. Wiley inserting excerpts from a radio broadcast in which he reviewed accomplishments of Congress, including the outlook for farm legislation. pp. A4131-2
Rep. McIntire inserted an article, "Dems Draw Blank on Farm Solution -- End 2-Day Meetings." p. A4145
Rep. Dorn, S. C., inserted his recent address in which he discussed farm problems and stated, "the most serious domestic problem facing the people of the United States is the farm situation." pp. A4162-3
Rep. Alger inserted his newsletter in which he discussed this Department's appropriations, with special reference to certain items in the House Appropriations Committee report. p. A4164
20. WILDERNESS. Extension of remarks of Sen. Bennett inserting an editorial, "A Sounder Wilderness Approach," and a letter to the editor, "Wilderness Detour." p. A4137
21. DEPRESSED AREAS. Extension of remarks of Rep. Wallhauser suggesting that there is "one area of compromise" on this important matter of depressed areas legislation and inserting an article, "Worth Trying Again." p. A4144
22. ELECTRIFICATION. Extension of remarks of Rep. Price paying tribute to REA on its 25th anniversary and inserting an article, "Twenty-five Year Social

Revolution: REA." pp. A4145-6

Rep. Ullman inserted an American Public Power Association resolution favoring a study of upstream benefits and coordinated operation as they may affect present and future hydroelectric power projects. p. A4155

Rep. Price inserted an article, "REA A Monument to F. D. R." p. A4159

Speech in the House by Rep. Brademas paying tribute to REA on its anniversary. pp. A4161-2

23. MILK. Extension of remarks of Rep. Johnson, Wis., inserting the testimony of several representatives of various Milk Consumers' Associations favoring proposed milk standards legislation. pp. A4152, A4160-1, A4169-70

Extension of remarks of Rep. Johnson, Md., inserting an article, "Invasion of Rights," criticizing certain milk marketing orders of this Department. p. A4154

BILLS INTRODUCED

24. PATENTS. S. 3550, by Sen. O'Mahoney, to establish a national policy for the acquisition and disposition of patents upon inventions made chiefly through the expenditure of public funds; to Judiciary Committee. Remarks of author. pp. 9583-4
25. MANPOWER UTILIZATION. S. 3555, by Sen. Clark (for himself and others), relating to the training and utilization of the manpower resources of the Nation; to Labor and Public Welfare Committee. Remarks of Sen. Clark. pp. 9584-5
26. SALINE WATER. S. 3557, by Sen. Johnson, Tex. (for himself and Sen. Anderson), to expand and extend the saline water conversion program under the direction of the Secretary of the Interior to provide for accelerated research, development, demonstration, and application of practical means for the economical production from sea or other saline waters, of water suitable for agricultural, industrial, municipal, and other beneficial consumptive uses; to Interior and Insular Affairs Committee. Remarks of Sen. Johnson. pp. 9585-8
27. MILK. H. R. 12238, by Rep. Johnson, Wis., to amend the Agricultural Act of 1949 with respect to the level of price support for milk for manufacturing purposes and for butterfat; to Agriculture Committee. Remarks of author. pp. 9637-8

BILLS APPROVED BY THE PRESIDENT

28. COMMERCE APPROPRIATION BILL, 1961. H. R. 10234, the Commerce Department and related agencies appropriation bill, 1961. This bill includes funds for completion of data processing and publication of preliminary State and county data for the Census of Agriculture, and includes \$36,000,000 for financing forest highways out of trust funds. Approved May 13, 1960 (Public Law 86-451, 86th Congress).
29. DEPARTMENT OF INTERIOR APPROPRIATION BILL, 1961. H. R. 10401, Department of Interior and related agencies appropriation bill, 1961, which includes Forest Service. Approved May 13, 1960 (Public Law 86-455, 86th Congress).
30. FIBER IMPORTS. H. R. 9861, to continue until September 5, 1963, the existing suspension of duty on dressed or manufacturedistle or Tampico fiber. Approved May 13, 1960 (Public Law 86-456, 86th Congress).

ADDITIONAL PAY FOR MANAGERS OF VA INSTALLATIONS

The Clerk called the bill (H.R. 9792) to amend section 4111 of title 38, United States Code, with respect to the salary of managers of Veterans' Administration hospitals, domiciliaries, and centers.

There being no objection, the Clerk read the bill, as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4111(b) of title 38, United States Code, is amended by adding immediately after the first sentence thereof the following: "Notwithstanding any other provision of law, the per annum rate of salary of each individual serving as a manager of a hospital, domiciliary, or center shall not be less than (1) the rate of salary of the highest paid employee of the Veterans' Administration (other than himself) assigned to or employed at such hospital, domiciliary, or center, increased by (2) \$500 per annum."

With the following committee amendments:

On page 1, line 3, strike out "section" and insert "the first sentence of subsection"

On page 1, beginning on line 4, strike out "by adding immediately after the first sentence thereof the following" and insert "to read as follows":

On page 1, line 8, strike out "not".

On page 1, beginning on line 8, strike out "less than (1) the rate of salary of the highest paid employee of the Veterans' Administration (other than himself) assigned to or employed at such hospital, domiciliary, or center, increased by (2) \$500 per annum" and insert in lieu thereof "\$16,500; and that of each individual serving as a director of professional services at a hospital, domiciliary, or center shall be \$16,250".

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed.

The title was amended to read: "A bill to amend section 411 of title 38, United States Code, with respect to the salary of managers and directors of professional services of Veterans' Administration hospitals, domiciliaries, and centers."

A motion to reconsider was laid on the table.

CASTILLO DE SAN MARCOS NATIONAL MONUMENT, FLA.

The Clerk called the bill (H.R. 8226) to add certain lands to Castillo de San Marcos National Monument in the State of Florida.

Mr. WEAVER. Mr. Speaker, at the request of another Member, I ask unanimous consent that the bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Nebraska?

There was no objection.

INCENTIVE PAY FOR PERSONNEL OF NUCLEAR SUBMARINES

The Clerk called the bill (H.R. 10500) to amend the Career Compensation Act of 1949 with respect to incentive pay for certain submarine service.

There being no objection, the Clerk read the bill, as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 204(a)(2) of the Career Compensation Act of 1949, as amended (37 U.S.C. 235(a)(2)), be amended to read, "(2) duty on board a submarine, including, in the case of nuclear-powered submarines, periods of training and rehabilitation after assignment thereto as determined by the Secretary concerned, and including submarines under construction from the time builders' trials commence;"

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

SETTLEMENT OF AIRCRAFT CRASH AT LITTLE ROCK, ARK.

The Clerk called the bill (H.R. 11644) to remove the present \$5,000 limitation which prevents the Secretary of the Air Force from settling certain claims arising out of the crash of a U.S. Air Force aircraft at Little Rock, Ark.

There being no objection, the Clerk read the bill as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the \$5,000 limitation contained in section 2733 of title 10, United States Code, shall not apply with respect to claims arising out of the crash of a United States Air Force aircraft at Little Rock, Arkansas, on March 31, 1960.

Sec. 2. With respect to claims filed as a result of an aircraft crash described in the first section of this Act, the Secretary of the Air Force shall, within thirty months after the date of the enactment of this Act, report to Congress on—

(1) each claim settled and paid by him under this Act with a brief statement concerning the character and equity of each such claim, the amount claimed, and the amount approved and paid; and

(2) each claim submitted under this Act which has not been settled, with supporting papers and a statement of findings of facts and recommendations with respect to each such claim.

Sec. 3. No part of the amounts awarded under this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with these claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

Mr. LANE. Mr. Speaker, I ask unanimous consent that a similar Senate bill, S. 3338 be considered in lieu of the House bill.

The SPEAKER. Is there objection to the request of the gentleman from Massachusetts?

There being no objection, the Clerk read the Senate bill, as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the \$5,000 limitation contained in section 2733 of title 10, United States Code, shall not apply

with respect to claims arising out of the crash of a United States Air Force aircraft at Little Rock, Arkansas, on March 31, 1960.

Sec. 2. With respect to claims filed as a result of an aircraft crash described in the first section of this Act, the Secretary of the Air Force shall, within 30 months after the date of the enactment of this Act, report to Congress on—

(1) each claim settled and paid by him under this Act with a brief statement concerning the character and equity of each such claim, the amount claimed, and the amount approved and paid; and

(2) each claim submitted under this Act which has not been settled, with supporting papers and a statement of findings of facts and recommendations with respect to each such claim.

Sec. 3. Payments made pursuant to this Act for death, personal injury, and property loss claims, shall not be subject to insurance subrogation claims in any respect. No payments made pursuant to this Act shall include any amount for reimbursement to any insurance company or compensation insurance fund for loss payments made by such company or fund.

Sec. 4. No part of the amounts awarded under this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with these claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

The proceedings by which H.R. 11644 was passed were vacated, and that bill was laid on the table.

CLAIMS OF CERTAIN EMPLOYEES OF THE ALASKA RAILROAD

The Clerk called the bill (H.R. 4084) to confer jurisdiction upon the Court of Claims to determine the amounts due and owing and render judgment upon the claims of certain employees of the Alaska Railroad for overtime work performed.

Mr. PELLY. Mr. Speaker, I ask unanimous consent that the bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Washington?

There was no objection.

AMENDING THE NATIONAL SCIENCE FOUNDATION ACT

The Clerk called the bill (H.R. 11985) to make American nationals eligible for scholarships and fellowships authorized by the National Science Foundation Act of 1950.

There being no objection, the Clerk read the bill, as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence of section 10 of the National Science Foundation Act of 1950 (64 Stat. 149, 152; 42 U.S.C., sec. 1869) is amended by adding the words "or nationals" after the word "citizens".

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

EXTEND TIME FOR FINAL PROOF UNDER DESERT LAND LAWS

The Clerk called the bill (H.R. 11706) to authorize an extension of time for final proof under the desert land laws under certain conditions.

There being no objection, the Clerk read the bill, as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized, in his discretion, without regard to and in addition to extensions authorized or granted under the provisions of the Acts of March 28, 1908 (35 Stat. 52; 43 U.S.C. 333), April 30, 1912 (37 Stat. 106; 43 U.S.C. 334), March 4, 1915 (38 Stat. 1161; 43 U.S.C. 335), and February 25, 1925 (43 Stat. 982; 43 U.S.C. 336), or other provision of law existing prior to the date of the approval of this Act, to grant to any entryman of the class provided in section 2 of this Act, one extension of not more than three years within which to make final proof, but one additional extension of three years under this Act may be granted to any entryman upon a showing satisfactory to the Secretary that the entryman possesses adequate financing for completion facilities during the requested extension period.

SEC. 2. The benefits of this Act shall be limited to entrymen who, on the date of the approval of this Act, held an uncanceled entry under the desert land laws of the United States to reclaim public lands of the United States located on the Lower Palo Verde Mesa in the Palo Verde Irrigation District in Riverside County, California, who, with ninety days after approval of this Act, or prior to the cancellation of their entry for failure to submit satisfactory final proof, whichever is later, submit to the satisfaction of the Secretary, a showing that because of unavoidable delay in the construction of the irrigation works intended to convey water to the land embraced in their entry, they are, without fault on their part, unable to make final proof within the time limited therefor, and that the proposed irrigation works is feasible from a financial and engineering standpoint and can be developed within three years after the termination of the cause of the unavoidable delay. Within the meaning of this section 2 "unavoidable delay" shall include delay occasioned by litigation involving rights to water for the proposed irrigation works.

SEC. 3. The Secretary of the Interior is authorized, in his discretion, to accept as annual proofwork required prior to the date of approval of this Act sums of money expended for engineering or legal expenses incurred in obtaining, attempting to obtain, or perfecting water rights or irrigation works for entrymen included in section 2. For purposes of this section 3, sums paid in advance to an organization of entrymen for such expenses shall be considered so expended within the year of payment by the entrymen.

With the following committee amendments:

Page 2, line 3 after the word "of" insert "not more than".

Page 2, line 5, after the word "completion" insert "of the necessary irrigation facilities".

Page 2, line 12, after the word "California," insert "and".

Page 2, lines 22 and 23, strike out the words "developed within three years after the termination of the cause of the unavoidable delay." and insert in lieu thereof: "financed

within one extension period of not more than three years and can be completed either during such extension period or thereafter in one additional extension period of not more than three years."

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

(Mr. SAUND asked and was given permission to extend his remarks at this point in the RECORD.)

Mr. SAUND. Mr. Speaker, my bill—H.R. 11706—is designed to permit the completion of certain worthwhile irrigation developments on lands situated within my congressional district.

Under the bill, authority would be given to the Secretary of the Interior, under certain conditions set forth in the bill, to extend by not more than 3 years the time within which holders of desert land entries on public lands in the Lower Palo Verde Mesa, Riverside County, Calif., may complete the reclamation and cultivation of their entries as required by the Desert Land Act. A further extension of up to 3 years is also authorized if the entryman can show before the end of the first extension that he has adequate financing to complete his project during the additional period and if other requirements are met.

In addition, section 3 of the bill permits the acceptance of expenditures for engineering or legal expenses, including sums paid for these purposes to an organization of entrymen as proof of the past annual expenditures for benefit of the entries required under the Desert Land Act. The minimum amount required for proof work is \$1 per acre per year.

H.R. 11706 is designed to afford relief to approximately 60 holders of desert land entries in the area described above. The entrymen are attempting to develop their lands for irrigation through the Palo Verde Irrigation District. The district's project to develop irrigation water from the Colorado River has been delayed by lack of financing. Financing could not be had because, at least in part, of uncertainty arising out of pending litigation between Arizona and California concerning rights to the use of Colorado River water. In the meanwhile, the time has expired or is expiring within which final proof of development must be made under the Desert Land Act.

Mr. Speaker, this is a bill worthy of the support of all of the Members of the House.

VALIDATING CERTAIN SALARY OVERPAYMENTS

The Clerk called the bill (H.R. 4271) to validate the salary overpayments made to certain officers and employees incident to the salary adjustment provisions of the Federal Employees Salary Increase Act of 1955, and for other purposes.

Mr. FORD. Mr. Speaker, I ask unanimous consent that the bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Michigan?

There was no objection.

AMENDING CERTAIN LAWS CONCERNING STATE OF HAWAII

Mr. O'BRIEN of New York. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 11602) to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

The Clerk read as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Hawaii Omnibus Act".

PRINTING OUTSIDE UNITED STATES

SEC. 2. Subsection (a) of section 2 of the Act of August 1, 1956 (70 Stat. 890), is amended by striking out the words "the continental United States" and inserting in lieu thereof the words "the States of the United States and the District of Columbia".

SOIL BANK ACT

SEC. 3. Section 113 of the Soil Bank Act, as amended, is amended to read as follows: "This subtitle B shall apply to the several States and, if the Secretary determines it to be in the national interest, to the Commonwealth of Puerto Rico and the Virgin Islands; and as used in this subtitle B, the term 'State' includes Puerto Rico and the Virgin Islands."

ARMED FORCES

SEC. 4. (a) Title 10, United States Code, section 101(2), is amended by striking out the words "Hawaii or".

(b) Title 10, United States Code, sections 802(11) and 802(12), are each amended by striking out the words "the main group of the Hawaiian Islands,".

(c) Title 10, United States Code, section 2662(c), is amended by striking out the word "Hawaii,".

(d) Title 10, United States Code, is amended by striking out clause (6) of section 4744; by renumbering clauses (7) through (9) as clauses (6) through (8); by amending redesignated clause (8) to read as follows: "The families of persons described in clauses (1), (2), (4), (5), and (7)."; and by striking out the words "clause (8) or (9)" in the last sentence of such section and inserting in lieu thereof the words "clause (7) or (8)".

HOME LOAN BANK BOARD

SEC. 5. (a) Paragraph (3) of section 2 of the Federal Home Loan Bank Act, as amended, is further amended by striking out the words "the Virgin Islands of the United States, and the Territory of Hawaii" and by inserting in lieu thereof the words "and the Virgin Islands of the United States".

(b) Section 7 of the Home Owners' Loan Act of 1933, as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

NATIONAL HOUSING ACT

SEC. 6. The National Housing Act is amended by striking out the word "Hawaii," in sections 9, 201(d), 207(a)(7), 601(d), 713(q), and 801(g).

SECURITIES AND EXCHANGE COMMISSION

SEC. 7. (a) Paragraph (6) of section 2 of the Securities Act of 1933, as amended, is further amended by striking out the word "Hawaii,".

(b) Paragraph (16) of section 3(a) of the Securities Exchange Act of 1934, as amended,

is further amended by striking out the word "Hawaii."

(c) Paragraph (37) of section 2(a) and paragraph (1) of section 6(a) of the Investment Company Act of 1940, as amended, are each amended by striking out the word "Hawaii."

(d) Paragraph (18) of section 202(a) of the Investment Advisers Act of 1940, as amended, is further amended by striking out the word "Hawaii."

SMALL BUSINESS INVESTMENT ACT

SEC. 8. Paragraph (4) of section 103 of the Small Business Investment Act of 1958 is amended by striking out the words "the Territories of Alaska and Hawaii."

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

SEC. 9. (a) Section 8(b) of the Soil Conservation and Domestic Allotment Act, as amended, is further amended by striking out the words "in the continental United States, except in Alaska," and inserting in lieu thereof the words "in the States of the Union, except Alaska."

(b) Section 17(a) of the Soil Conservation and Domestic Allotment Act, as amended, is further amended to read as follows: "This Act shall apply to the States, the Commonwealth of Puerto Rico, and the Virgin Islands, and, as used in this Act, the term 'State' includes Puerto Rico and the Virgin Islands."

WATER STORAGE AND UTILIZATION

SEC. 10. Section 1 of the Act of August 28, 1937 (50 Stat. 869), as amended, is further amended by striking out the words "the United States, including the Territories of Alaska and Hawaii, and Puerto Rico and the Virgin Islands" and inserting in lieu thereof the words "the States of the United States and in Puerto Rico and the Virgin Islands".

WILDLIFE RESTORATION

SEC. 11. Section 2 of the Act of September 2, 1937 (50 Stat. 917), as amended, is further amended by striking out the words "; and the term 'State' shall be construed to mean and include the several States and the Territory of Hawaii".

FISHERY RESOURCES

SEC. 12. The Act of August 4, 1947 (61 Stat. 726), is amended—

(a) by striking out the words "the Territories and island possessions of the United States" and inserting in lieu thereof the words "the United States and its island possessions" in sections 1 and 2;

(b) by striking out the words "Territory of Hawaii and" in section 1;

(c) by striking out the word "Territorial" and inserting in lieu thereof the word "State" in section 3; and

(d) by striking out the words "Hawaiian Islands" and "Territory of Hawaii" and inserting in lieu thereof, in both cases, the words "State of Hawaii" in section 4.

FISH RESTORATION

SEC. 13. Section 2(d) of the Act of August 9, 1950 (64 Stat. 431), as amended, is further amended by striking out the words "; and the term 'State' shall be construed to mean and include the several States and the Territory of Hawaii".

CRIMINAL CODE

SEC. 14. (a) Title 18, United States Code, section 1401, is amended by striking out the words "the Territory of Alaska, the Territory of Hawaii,"

(b) Title 18, United States Code, section 5024, is amended by striking out the words preceding the first comma and inserting in lieu thereof the words "This chapter shall apply in the States of the United States".

(c) Section 6 of Public Law 85-752, as amended, is further amended by striking out the words preceding the first comma and inserting in lieu thereof the word "Sections

3 and 4 of this Act shall apply in the States of the United States".

EDUCATION

National Defense Education Act

SEC. 15. (a) (1) Subsection (a) of section 103 of the National Defense Education Act of 1958, relating to definition of State, is amended by striking out "Hawaii," each time it appears therein.

(2) (A) Paragraph (2), and subparagraph (C) of paragraph (3), of subsection (a) of section 302 of such Act, relating to allotments for science, mathematics, and foreign language instruction equipment, are each amended by striking out "continental United States" each time it appears therein and inserting in lieu thereof "United States".

(B) Effective in the case of promulgations of allotment ratios made, under section 302 of such Act, after enactment of this Act and before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska, subparagraph B of such paragraph (3) is amended to read:

"(B) The term 'United States' means the continental United States (excluding Alaska) and Hawaii."

(C) Effective in the case of promulgations of allotment ratios made under such section 302 after such data for a full year are available from the Department of Commerce, subparagraph (B) of such paragraph (3) is amended to read:

"(B) The term 'United States' means the fifty States and the District of Columbia."

Promulgations of allotment ratios made under such section 302 after such data for a full year are available from the Department of Commerce, but before such data are available therefrom for a full three-year period, shall be based on such data for such one full year or, when such data are available for a two-year period, for such two years.

(3) Section 1008 of such Act, relating to allotments to territories, is amended by striking out "Hawaii".

Vocational education

(b) (1) Section 4 of the Act of March 10, 1924 (43 Stat. 18), extending the benefits of the Smith-Hughes vocational education law to Hawaii, is repealed.

(2) The last sentence of section 2 of the Act of February 23, 1917 (39 Stat. 930), relating to allotments for salaries of teachers of agricultural subjects, is amended by striking out "\$27,000" and inserting in lieu thereof "\$28,500". The last sentence of section 4 of such Act, as amended, relating to allotments for teacher training, is amended by striking out "\$98,500" and inserting in lieu thereof "\$105,200".

(3) Paragraph (1) of section 2 of the Vocational Education Act of 1946, relating to definition of States and Territories, is amended by striking out "the Territory of Hawaii,"

(4) Subsection (e) of section 210 and subsection (a) of section 307 of such Act, relating to definition of State, are each amended by striking out "Hawaii".

School construction assistance in federally affected areas

(1) Paragraph (13) of section 15 of the Act of September 23, 1950 (64 Stat. 967), as amended, relating to definition of State, is amended by striking out "Hawaii".

School operation assistance in federally affected areas

(d) (1) The material in the parentheses in the first sentence of subsection (d) of section 3 of the Act of September 30, 1960, as amended, relating to determination of local contribution rate, is amended to read: "(other than a local educational agency in Puerto Rico, Wake Island, Guam, or the Virgin Islands, or in a State in which a substantial proportion of the land is in

unorganized territory for which a State agency is the local educational agency, or in a State in which there is only one local educational agency)".

(2) The fourth sentence of such subsection is amended by striking out "in the continental United States (including Alaska)" and inserting in lieu thereof "(other than Puerto Rico, Wake Island, Guam, or the Virgin Islands)" and by striking out "continental United States" in clause (ii) of such sentence and inserting in lieu thereof "United States (which for purposes of this sentence and the next sentence means the fifty States and the District of Columbia)". The fifth sentence of such subsection is amended by striking out "continental" before "United States" each time it appears therein and by striking out "(including Alaska)".

(3) The last sentence of such subsection is amended by striking out "Hawaii," and by inserting after "for which a State agency is the local educational agency," the following: "or in any State in which there is only one local educational agency,".

(4) Paragraph (8) of section 9 of such Act, relating to definition of State, is amended by striking out "Hawaii,".

Land-grant college aid

(e) Notwithstanding the last sentence of subsection (b) of section 5 of the Act entitled "An Act to provide for the admission of the State of Hawaii into the Union", approved March 18, 1959 (73 Stat. 4; Public Law 86-3), there is hereby authorized to be appropriated to the State of Hawaii the sum of \$6,000,000: Amounts appropriated under this subsection shall be held and considered to be granted to such State subject to those provisions of the Act entitled "An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts", approved July 2, 1862 (7 U.S.C. 301-308), applicable to the proceeds from the sale of land or land scrip.

IMPORTATION OF MILK AND CREAM

SEC. 16. Subsection (b) of section 9 of the Act of February 15, 1927 (44 Stat. 1103), as amended, is amended to read:

"(b) The term 'United States' means the fifty States and the District of Columbia."

OPIUM POPPY CONTROL

SEC. 17. Section 12 of the Opium Poppy Control Act of 1942, as amended, is further amended by deleting therefrom the words "the Territory of Hawaii,".

HIGHWAYS

SEC. 18. (a) The definition of the term "State" in title 23, United States Code, section 101(a), is amended to read as follows:

"The term 'State' means any one of the fifty States, the District of Columbia, or Puerto Rico."

(b) Sections 103(g) and 105(e) of title 23, United States Code, are repealed.

(c) Section 103(d) of title 23, United States Code, is amended to read as follows:

"(d) The Interstate System shall be designated within the United States, including the District of Columbia, and it shall not exceed forty-one thousand miles in total extent. It shall be so located as to connect by routes, as direct as practicable, the principal metropolitan areas, cities, and industrial centers, to serve the national defense and, to the greatest extent possible, to connect at suitable border points with routes of continental importance in the Dominion of Canada and the Republic of Mexico. The routes of this system, to the greatest extent possible, shall be selected by joint action of the State highway departments of each State and the adjoining States, subject to the approval by the Secretary as provided in subsection (e) of this section. All highways or routes included in the Interstate System as

finally approved, if not already coincident with the primary system, shall be added to said system without regard to the mileage limitation set forth in subsection (b) of this section. This system may be located both in rural and urban areas."

(d) Notwithstanding any other provision of law, for the purpose of expediting the construction, reconstruction, or improvement, inclusive of necessary bridges and tunnels, of the Interstate System, including extensions thereof through urban areas, designated in accordance with section 103(d) of title 23, United States Code, as amended by section 1 of this Act, the sum of \$12,375,000 shall be apportioned to the State of Hawaii out of the sum authorized to be appropriated for the Interstate System for the fiscal year ending June 30, 1962, under the provisions of section 108(b) of the Federal-Aid Highway Act of 1956 (70 Stat. 374), as amended by section 7(a) of the Federal-Aid Highway Act of 1958 (72 Stat. 89), such apportionment to be made at the same time such funds are apportioned to other States. The total sum to be apportioned under section 104(b)(5) of title 23, United States Code, for the fiscal year ending June 30, 1962, among the States other than Hawaii, shall be reduced by said sum apportioned to the State of Hawaii under this section. The Secretary of Commerce shall apportion funds to the State of Hawaii for the Interstate System for the fiscal year 1963 and subsequent fiscal years pursuant to the provisions of said section 104(b)(5) of title 23, United States Code, and, in preparing the estimates required by that section, he shall take into account the apportionment made to the State of Hawaii under this section.

(e) Section 127 of title 23, United States Code, is amended by adding at the end thereof the following sentence: "With respect to the State of Hawaii, laws or regulations in effect on February 1, 1960, shall be applicable for the purposes of this section in lieu of those in effect on July 1, 1956."

INTERNAL REVENUE

SEC. 19. (a) Section 4262(c)(1) of the Internal Revenue Code of 1954 (relating to the definition of "continental United States" for purposes of the tax on transportation of persons) is amended to read as follows:

"(1) CONTINENTAL UNITED STATES.—The term 'continental United States' means the District of Columbia and the States other than Alaska and Hawaii."

(b) Section 2202 of the Internal Revenue Code of 1954 (relating to missionaries in foreign service) is amended by striking out "the State, the District of Columbia, or Hawaii" and inserting in lieu thereof "the State or the District of Columbia".

(c) Section 3121(e)(1) of the Internal Revenue Code of 1954 (relating to a special definition of "State") is amended by striking out "Hawaii."

(d) Sections 3306(j) and 4233(b) of the Internal Revenue Code of 1954 (each relating to a special definition of "State") are amended by striking out "Hawaii, and".

(e) Section 4221(d)(4) of the Internal Revenue Code of 1954 (relating to a special definition of "State or local government") is amended to read as follows:

"(4) STATE OR LOCAL GOVERNMENT.—The term 'State or local government' means any State, any political subdivision thereof, or the District of Columbia."

(f) Section 4502(5) of the Internal Revenue Code of 1954 (relating to definition of "United States") is amended by striking out "the Territory of Hawaii."

(g) Section 4774 of the Internal Revenue Code of 1954 (relating to territorial extent of law) is amended by striking out "the Territory of Hawaii."

(h) Section 7653(d) of the Internal Revenue Code of 1954 (relating to shipments

from the United States) is amended by striking out "its possessions or the Territory of Hawaii" and inserting in lieu thereof "or its possessions".

(i) Section 7701(a)(9) of the Internal Revenue Code of 1954 (relating to definition of "United States") is amended by striking out "the Territory of Hawaii."

(j) Section 7701(a)(10) of the Internal Revenue Code of 1954 (relating to definition of "State") is amended by striking out "the Territory of Hawaii and".

(k) The amendments contained in subsections (a) through (j) of this section shall be effective as of August 21, 1959.

JUDICIARY

SEC. 20. Title 28, United States Code, section 91, and the Act of June 15, 1960 (64 Stat. 217), as amended, are each amended by striking out the words "Kure Island."

VOCATIONAL REHABILITATION

SEC. 21. (a) Subsection (g) of section 11 of the Vocational Rehabilitation Act, relating to definition of "State", is amended by striking out "Hawaii."

(b)(1) Subsections (h) and (i) of such section, relating to definition of allotment percentages and Federal shares for purposes of allotment and matching for vocational rehabilitation services grants, are each amended by striking out "continental United States" and inserting in lieu thereof "United States" and by striking out "(including Alaska)".

(2) Paragraph (1) of such subsection (h) is further amended by striking out "the allotment percentage for Hawaii shall be 50 per centum, and" in clause (B).

(3) Subsection (h) of such section is further amended by adding at the end thereof the following new paragraphs:

"(3) Promulgations of allotment percentages and computations of Federal shares made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe for Alaska an allotment percentage of 75 per centum and a Federal share of 60 per centum and, for purposes of such promulgations and computations, Alaska shall not be included as part of the 'United States'. Promulgations and computations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.

"(4) The term 'United States' means (but only for purposes of this subsection and subsection (i)) the fifty States and the District of Columbia."

(4) Subsection (i) of such section is further amended by striking out "the Federal share for Hawaii shall be 60 per centum, and" in clause (B).

LABOR

SEC. 22. (a) Section 3(b) of the Act of June 6, 1933 (48 Stat. 114), as amended, is further amended by striking out the words "Hawaii, Alaska."

(b) Section 13(f) of the Fair Labor Standards Act, as amended, is further amended by striking out the words "Alaska; Hawaii;"

(c) Section 17 of the Fair Labor Standards Act, as amended, is further amended by striking out the words "the District Court for the Territory of Alaska."

(d) Section 3(a)(9) of the Welfare and Pension Plans Disclosure Act is amended by striking out the word "Hawaii."

NATIONAL GUARD

SEC. 23. Title 32, United States Code, section 101(1), is amended by striking out the words "Hawaii or".

WATER POLLUTION CONTROL ACT

SEC. 24. (a) (1) Subsection (h) of section 5 of the Federal Water Pollution Control Act, relating to Federal share for purposes of program operation grants, is amended by striking out "continental United States" and inserting in lieu thereof "United States", by striking out "(including Alaska)", and by striking out, in clause (B) of paragraph (1), "for Hawaii shall be 50 per centum, and".

(2) Such subsection is further amended by adding at the end thereof the following new paragraphs:

"(3) As used in this subsection, the term 'United States' means the fifty States and the District of Columbia.

"(4) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available for the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years."

(b) Subsection (d) of section 11 of such Act, relating to definition of "State", is amended by striking out "Hawaii."

COAST AND GEODETIC SURVEY

SEC. 25. The first sentence of section 1 of the Act of August 3, 1956 (70 Stat. 988), is amended by striking out the words "the several States" and inserting in lieu thereof the words "the States of the continental United States, excluding Alaska".

VETERANS' ADMINISTRATION

SEC. 26. (a) Title 38, United States Code, section 624(a), is amended by striking out the words "outside the continental limits of the United States, or a Territory, Commonwealth, or possession of the United States" and inserting in lieu thereof "outside any State".

(b) The first sentence of title 38, United States Code, section 903(b), is amended to read as follows: "In addition to the foregoing, when such a death occurs in the continental United States or Hawaii, the Administrator shall transport the body to the place of burial in the continental United States or Hawaii."

(c) Title 38, United States Code, section 2007(c), is amended by striking out the word "Hawaii."

DAVIS-BACON ACT

SEC. 27. Section 1 of the Act of March 3, 1931 (46 Stat. 1494), as amended, is further amended by striking out the words "the Territory of Alaska, the Territory of Hawaii," and the words "or the Territory of Alaska, or the Territory of Hawaii".

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

SEC. 28. The Federal Property and Administrative Services Act of 1949, as amended, is further amended by—

(a) striking out the words "continental United States (including Alaska), Hawaii," in section 3(f) and inserting in lieu thereof the words "States of the Union, the District of Columbia,";

(b) striking out the words "continental United States, its Territories, and possessions" in section 211(j) and inserting in lieu thereof the words "States of the Union, the District of Columbia, Puerto Rico, and the possessions of the United States";

(c) striking out the words "continental limits of the United States" in section 404(c) and inserting in lieu thereof the words "States of the Union and the District of Columbia"; and

(d) striking out the words "and the Territory of Hawaii" in section 702(a).

BUY AMERICAN ACT

SEC. 29. Section 1(b) of title III of the Act of March 3, 1933 (47 Stat. 1520), as amended, is amended by striking out the word "Hawaii".

PUBLIC HEALTH SERVICE ACT

SEC. 30. (a) Subsection (f) of section 2 of the Public Health Service Act, relating to definition of State, is amended by striking out "Hawaii".

(b) The first sentence of section 331 of such Act, relating to receipt and treatment of lepers, is amended by striking out "Territory, or the District of Columbia". The fifth sentence of such section is amended by striking out "the Territory of Hawaii" and inserting in lieu thereof "Hawaii".

(c) Subsection (c) of section 361 of such Act, relating to regulations governing apprehension and detention of persons to prevent the spread of a communicable disease, is amended by striking out "the Territory of Hawaii".

(d) (1) Clause (2) of subsection (a) of section 631 of such Act, relating to definition of allotment percentage for purposes of allotments for construction of hospitals and other medical service facilities, is amended by striking out "the allotment percentage for Hawaii shall be 50 per centum, and".

(2) Such subsection is further amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States".

(3) Subsection (b) of such section, relating to promulgation of allotment percentages, is amended by striking out "continental United States" and inserting in lieu thereof "United States". Such subsection is further amended by inserting "(1)" after "(b)" and by adding at the end thereof the following new paragraphs:

"(2) The term 'United States' means (but only for purposes of this subsection and subsection (a)) the fifty States and the District of Columbia;

"(3) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe an allotment percentage for Alaska of 50 per centum and, for purposes of such promulgation, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years;"

(4) Subsection (d) of such section, relating to definition of State, is further amended by striking out "Hawaii".

SOCIAL SECURITY ACT

SEC. 31. (a) (1) Paragraph (8) of subsection (a) of section 1101 of the Social Security Act, relating to definition of Federal percentage for purposes of matching for public assistance grants, is amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States".

(2) Subparagraph (A) of such paragraph is further amended by striking out "(i)" and by striking out "and (ii) the Federal percentage shall be 50 per centum for Hawaii".

(3) Such paragraph is further amended by adding after subparagraph (B) the following new subparagraphs:

"(C) The term 'United States' means (but only for purposes of subparagraphs (A) and (B) of this paragraph) the fifty States and the District of Columbia.

"(D) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per

capita income of Alaska shall prescribe a Federal percentage for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years."

(b) (1) Subsections (a), (b), and (c) of section 524 of such Act, relating to the definition of allotment percentages and Federal shares for purposes of allotment and matching for child welfare services grants, are each amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States".

(2) Such section is further amended by adding after subsection (c) the following new subsections:

"(d) For purposes of this section, the term 'United States' means the fifty States and the District of Columbia.

"(e) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years."

(c) (1) The last sentence of subsection (i) of section 202 of the Social Security Act is amended by striking out "forty-nine" and inserting in lieu thereof "fifty".

(2) Subsections (h) and (i) of section 210 of such Act relating to definitions of State and United States for purposes of old-age, survivors, and disability insurance, are each amended by striking out "Hawaii". Such subsection (h) is further amended by striking out the comma after "District of Columbia".

(d) (1) Paragraph (1) of subsection (a) of section 1101 of such Act, relating to definition of State, is amended by striking out "Hawaii and".

(2) Paragraph (2) of such subsection, as amended, relating to definition of "United States", is amended by striking out "Hawaii".

(e) Subparagraph (C) and (G) of paragraph (6) of subsection (d) of section 218 of the Social Security Act, as amended, are each further amended by striking out "the Territory of" and "or Territory" each time they appear therein.

(f) Subsection (p) of such section is amended by striking out "Territory of".

(g) The last sentence of subsection (a) of section 1501 of the Social Security Act is amended by striking out "Alaska, Hawaii".

SMALL RECLAMATION PROJECTS

SEC. 32. The Small Reclamation Projects Act of 1956 (70 Stat. 1044), as heretofore and hereafter amended, shall apply to the State of Hawaii.

CONGRESSIONAL RECORD

SEC. 33. Section 73 of the Act of January 12, 1895 (28 Stat. 617), as amended, is further amended by striking out the word "Hawaii".

FEDERAL REGISTER

SEC. 34. Section 8 of the Federal Register Act (49 Stat. 502), as amended, is further amended by striking out the words "continental United States (including Alaska)" and inserting in lieu thereof the words "States of the Union and the District of Columbia".

HOME PORTS OF VESSELS

SEC. 35. Section 1 of the Act of February 16, 1925 (43 Stat. 947), as amended, is further amended by striking out the words "Alaska, Hawaii, and".

MERCHANT MARINE ACT, 1936

SEC. 36. (a) Subsection (a) of section 505 of the Merchant Marine Act, 1936, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this subsection, the term 'continental limits of the United States' includes the States of Alaska and Hawaii."

(b) Section 606 of such Act, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this section, the term 'continental limits of the United States' includes the States of Alaska and Hawaii."

(c) Section 702 of such Act, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this section, the term 'continental United States' includes the States of Alaska and Hawaii."

COMMUNICATIONS ACT

SEC. 37. Section 222(a)(10) of the Communications Act of 1934 is amended by striking out the words "the several States and the District of Columbia" and inserting in lieu thereof the words "the District of Columbia and the States of the Union, except Hawaii".

AIRCRAFT LOAN GUARANTEES

SEC. 38. Section 3 of the Act of September 7, 1957 (71 Stat. 629), as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

REAL PROPERTY TRANSACTIONS

SEC. 39. Section 43(c) of the Act of August 10, 1956 (70A Stat. 636), as amended, is further amended by striking out the words "United States, Hawaii," and inserting in lieu thereof the words "States of the Union, the District of Columbia,".

SELECTIVE SERVICE

SEC. 40. Section 16(b) of the Universal Military Training and Service Act, as amended, is further amended by striking out the word "Hawaii".

REPORTS ON FEDERAL LAND USE

SEC. 41. The President shall prescribe procedures to assure that the reports to be submitted to him by Federal agencies pursuant to section 5(e) of the Act of March 18, 1959 (73 Stat. 6), providing for the admission of the State of Hawaii into the Union, shall be prepared in accordance with uniform policies and coordinated within the executive branch.

HAWAIIAN HOMES COMMISSION LANDS

SEC. 42. Section 5(b) of the Act of March 18, 1959 (73 Stat. 5), is amended by inserting, immediately following the words "public property" the words "and to all lands defined as 'available lands' by section 203 of the Hawaiian Homes Commission Act, 1920, as amended,".

LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

SEC. 43. Until August 21, 1964, there shall be covered into the treasury of the State of Hawaii the rentals or consideration received by the United States with respect to public property taken for the uses and purposes of the United States under section 91 of the Hawaii Organic Act and thereafter by the United States leased, rented, or granted upon revocable permits to private parties.

TRANSFER OF RECORDS

SEC. 44. (a) There are hereby transferred to the State of Hawaii all records and other papers that were made or received by any Federal or territorial agency, or any predecessor thereof, in connection with the per-

formance of functions assumed in whole or in substantial part by the State of Hawaii. There are hereby also transferred to the State of Hawaii all records and other papers in the custody of the Public Archives of Hawaii that were made or received by any Federal agency.

(b) There are also hereby transferred to the State of Hawaii all books, publications, and legal reference materials which are owned by the United States and which were, prior to the admission of Hawaii to the Union, placed in the custody of courts, libraries, or territorial agencies in Hawaii in order to facilitate the performance of functions conferred on such courts or agencies by Federal law.

USE OF G.S.A. SERVICES OR FACILITIES

SEC. 45. The Administrator of General Services is authorized to make available to the State of Hawaii such services or facilities as are determined by the Administrator to be necessary for an interim period, pending provision of such services or facilities by the State of Hawaii. Such interim period shall not extend beyond August 21, 1964. Payment shall be made to the General Services Administration by the State of Hawaii for the cost of such services or facilities to the Federal Government, as determined by the Administrator.

PURCHASES OF TYPEWRITERS

SEC. 46. Title I of the Independent Offices Appropriation Act, 1960, is amended by striking out the words "for the purchase within the continental limits of the United States of any typewriting machines" and inserting in lieu thereof "for the purchase within the States of the Union and the District of Columbia of any typewriting machines".

FEDERAL MARITIME BOARD

SEC. 47. Section 18(a) of the Act of March 18, 1959 (73 Stat. 12), providing for the admission of the State of Hawaii into the Union, is amended by striking out the words "or is conferring" and inserting in lieu thereof the words "or as conferring".

TARIFF ACT OF 1930

SEC. 48. Section 309(a) of the Tariff Act of 1930, as amended (19 U.S.C. 1309(a)), is amended by inserting "or between Hawaii and any other part of the United States or between Alaska and any other part of the United States" immediately after "possessions" wherever it appears.

EFFECTIVE DATES

SEC. 49. (a) The amendments made by section 15(a)(2)(A), by section 24(a), by paragraphs (1), (2), and 3 of section 30(d), by subsection (b), and paragraphs (1) and (3) of subsection (a), of section 31, and, except as provided in subsection (g) of this section, by section 21(b) shall be applicable in the case of promulgations or computations of Federal shares, allotment percentages, allotment ratios, and Federal percentages, as the case may be, made after August 21, 1959.

(b) The amendments made by paragraph (2) of section 31(a) shall be effective with the beginning of the calendar quarter in which this Act is enacted. The Secretary of Health, Education, and Welfare shall, as soon as possible after enactment of this Act, promulgate a Federal percentage for Hawaii determined in accordance with the provisions of subparagraph (B) of section 1101(a)(8) of the Social Security Act, such promulgation to be effective for the period beginning with the beginning of the calendar quarter in which this Act is enacted and ending with the close of June 30, 1961.

(c) The amendment made by paragraphs (1) and (2) of subsection (b) and paragraphs (1), (2), and (3) of subsection (d) of section 15 shall be applicable in the case of fiscal years beginning after June 30, 1960.

(d) The amendments made by paragraphs (1) and (3) of section 15(a) shall be applicable, in the case of allotments under section 302(b) or 502 of the National Defense Education Act of 1958, for fiscal years beginning after June 30, 1960, and, in the case of allotments under section 302(a) of such Act, for fiscal years beginning after allotment ratios, to which the amendment made by paragraph (2) of section 15(a) is applicable, are promulgated under such section 302(a).

(e) The amendment made by section 31(c)(1) shall be applicable in the case of deaths occurring on or after August 21, 1959.

(f) The amendments made by subsection (c), paragraphs (3) and (4) of subsection (b), and paragraph (4) of subsection (d) of section 15, by section 21(a), by section 24(b), by subsections (a), (b), and (c), and paragraph (4) of subsection (d), of section 30, and by subsection (d), and paragraph (2) of subsection (c), of section 31 shall become effective on August 21, 1959.

(g) (1) The allotment percentage determined for Alaska under section 11(h) of the Vocational Rehabilitation Act, as amended by this Act, for the first, second, third, and fourth years for which such percentage is based on the per capita income data for Alaska shall be increased by 76 per centum, 64 per centum, 52 per centum, and 28 per centum, respectively, of the difference between such allotment percentage for the year involved and 75 per centum.

(2) The Federal share for Alaska determined under section 11(i) of the Vocational Rehabilitation Act, as amended by this Act, for the first year for which such Federal share is based on per capita income data for Alaska shall be increased by 70 per centum of the difference between such Federal share for such year and 60 per centum.

(3) If such first year for which such Federal share is based on per capita income data for Alaska is any fiscal year ending prior to July 1, 1962, the adjusted Federal share for Alaska for such year for purposes of section 2(b) of the Vocational Rehabilitation Act shall, notwithstanding the provisions of paragraph (3)(A) of such section 2(b), by the Federal share determined pursuant to paragraph (2) of this subsection.

(4) Section 47(c) of the Alaska Omnibus Act (Public Law 86-70) is repealed.

(h) The amendment made by section 48 shall apply only with respect to articles withdrawn as provided in section 309(a) of the Tariff Act of 1930, as amended, on or after the date of the enactment of this Act.

ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

SEC. 50. Until Congress shall provide for the government of Palmyra Island, Midway Island, and Wake Island, all executive and legislative authority necessary for the civil administration of Palmyra Island, Midway Island, and Wake Island, and all judicial authority other than that contained in the Act of June 15, 1950 (64 Stat. 217), as amended, shall continue to be vested in such person or persons and shall be exercised in such manner and through such agency or agencies as the President of the United States may direct or authorize. In the case of Palmyra Island, such person or persons may confer upon the United States District Court for the District of Hawaii such jurisdiction (in addition to that contained in such Act of June 15, 1950), and such judicial functions and duties as he or they may deem appropriate for the civil administration of such island.

OTHER SUBJECTS

SEC. 51. The amendment by this Act of certain statutes by deleting therefrom specific references to Hawaii or such phrases as "Territory of Hawaii" shall not be construed to affect the applicability or inapplicability in or to Hawaii or other statutes not so amended.

SEPARABILITY

SEC. 52. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of this Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

The SPEAKER. Is a second demanded?

Mr. SAYLOR. Mr. Speaker, I demand a second.

The SPEAKER. Without objection, a second is considered as ordered.

There was no objection.

Mr. O'BRIEN of New York. Mr. Speaker, I yield myself 10 minutes.

Mr. Speaker, this bill, H.R. 11602, might be accurately described as an epilogue to statehood. Until 2 years ago the Subcommittee on Territorial and Insular Affairs handled a great many bills dealing with the then territories of Hawaii and Alaska. Congress, in its wisdom, in these last 2 years has voted to bring those territories into the Union as States.

A year ago as a result of the granting of statehood to Alaska we approved here the so-called Alaska omnibus bill. Now we come before the House with the Hawaii omnibus bill.

I might say, Mr. Speaker, that this legislation is necessary because of the numerous changes which must occur when an area passes from territorial status to that of statehood. The basic purpose of this bill is to accomplish those changes in Federal laws which have become necessary and desirable because of Hawaii's admission into the Union on an equal footing with the other States in all respects whatsoever.

The President noted in his 1961 budget message to Congress that, "As in the case of Alaska, comprehensive legislation will be necessary to enable Hawaii to take its place as the equal of the other 49 States."

Mr. Speaker, this is a bulky bill but many of the sections are technical and merely change the status of Hawaii to that of any other State under existing law.

I think the committee, which conducted full hearings and which reported this bill out unanimously, has prepared and submitted to the House a conservative and reasonable bill which will do the job and which will enable Hawaii to take its full place as the 50th State in the Union.

The cost of the omnibus bill is slightly in excess of \$6 million, compared with the \$10 million cost of the Alaska omnibus bill. The principal item of cost in this measure is \$6 million in lieu of land grants. As we know, when each of the other States came into the Union they were given land in place of land scrip, and the moneys evolved from those grants were used to support their land-grant colleges, agricultural colleges.

Hawaii comes before Congress in a rather unusual position. We do not have the vast land holdings which were in being at the time the other States were admitted.

The land which does exist in Hawaii is owned in large measure by private enterprise or by the Federal Government.

It would be impossible to devise a bill under which we could give to Hawaii the kind of land grant that we gave to Alaska and to the other States which came into the Union. The very zealous and hard-working, capable Representative from Hawaii, Congressman INOUE, came before the committee and proposed that we follow a formula. He suggested that in the past we have given to each new State the equivalent of 30,000 acres for each Representative in Congress. That would spell out to 90,000 acres in the present instance. Well, we do not have the acres—so he took the 90,000 acres and multiplied that by the fair valuation of land in Hawaii and came up with a figure of \$36 million. The committee considered his request, and then decided unanimously to reduce that sum to one-sixth or \$6 million. I would like to point out that of all of the 50 States in the Union, Hawaii is the only State that has not been granted any land in place or in script for the specific purpose of establishing a college for the teaching of the agricultural and mechanical arts. May I say, Mr. Speaker, in that connection, the establishment of such a college and the development of such a college in Hawaii would be of tremendous benefit not only to the rest of the Nation but to the friendly peoples in the Pacific, many of whose young people study at the University of Hawaii. They would be able to acquire agricultural and mechanical skills which could be used, in my opinion, much more effectively than some of the moneys that we have granted to countries under the heading of Foreign Aid or Mutual Aid. I believe that this \$6 million would be a splendid investment. I believe it is a fair compromise in view of the fact that we have given other States land in place of script.

Mr. ASPINALL. Mr. Speaker, would my colleague from New York yield?

Mr. O'BRIEN of New York. I yield to the gentleman from Colorado.

Mr. ASPINALL. I think it should be understood that the State of Hawaii does not get an outright grant, but that the money is placed in trust and the investment interest of the money is at the discretion of the State of Hawaii for this particular project; is that not correct?

Mr. O'BRIEN of New York. The gentleman is very correct.

Mr. ASPINALL. While I am on my feet, Mr. Speaker, may I congratulate my distinguished friend and coworker on the Committee on Interior and Insular Affairs for the fine work he has done in this field. In his operations and labors in the Congress, he has been indefatigable. His decisions have been worthy of commendation, effective, and constructive. I wish also to join in the fine compliment he has paid to our new Congressman from Hawaii, Mr. INOUE.

Mr. O'BRIEN of New York. I thank the gentleman. I would restate what the chairman of the full committee has said, that this money is not an outright grant. It must be placed in trust and only the income can be used for the purposes of an agricultural college.

Mr. Speaker, there are many other matters in this legislation, but I assure

the House that virtually all of them are changes which must be made in connection with the transformation from territorial to statehood status. There is no great degree of controversy that I know of about the other provisions of the bill.

Mr. Speaker, I yield 5 minutes to the gentleman from Hawaii [Mr. INOUE].

Mr. INOUE. Mr. Speaker, on August 23, 1959, I stood before you in this well to take the oath of office as the first U.S. Representative from the new and sovereign State of Hawaii. At that moment I was extremely tempted to address this distinguished body to express the deep and warm gratitude of the people of Hawaii for your action in granting statehood to Hawaii. Although belated, may I now take this opportunity to express to you, in behalf of the people of Hawaii, our "mahalo" and warm "aloha." "Mahalo" means thank you, and "aloha" means many things—it means a friendly hello, a fond farewell, but above all, it means warm love and friendship.

Today, this body is considering H.R. 11602, a bill to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes. The distinguished chairman of the Subcommittee on Territories of the House Committee on Interior and Insular Affairs, the Honorable LEO W. O'BRIEN, has most adequately explained the provisions of this bill. This bill is a supplement to the action taken by this body in granting statehood to Hawaii.

It provides for certain benefits long denied us because of our territorial status, and also because of our geographic separation from the continental United States. Furthermore, it provides for the restoration of certain benefits which we enjoyed as a territory, but subsequently denied us upon the granting of statehood.

The initial drafting of this measure was done by the Budget Bureau under the supervision of Dr. Harold Seidman. I wish to, at this time, express my gratitude to Dr. Seidman and his staff for carrying on the monumental project of preparing this Hawaii omnibus bill.

I would also like to express the gratitude of the people of Hawaii to the very distinguished chairman of the House Committee on Interior and Insular Affairs, the distinguished gentleman from Colorado, the Honorable WAYNE N. ASPINALL; to the distinguished chairman of the Subcommittee on Territories, the gentleman from New York, the Honorable LEO W. O'BRIEN; and to the distinguished ranking minority member of the committee, the gentleman from Pennsylvania, the Honorable JOHN P. SAYLOR; and to all of the members of the distinguished committee. The people of Hawaii will be forever indebted to the distinguished members of the House Committee on Interior and Insular Affairs for their compassion and understanding in advocating greater self-government and self-determination to the proud people of Hawaii.

I have looked forward to this day for a long time. The several months I have

spent with you have been most enjoyable and encouraging. I shall never forget your many courtesies and your kindnesses. I am indeed very proud to be one of your colleagues.

Thank you.

Mr. COLMER. Mr. Speaker, will the gentleman yield?

Mr. INOUE. I shall be very happy to yield to the gentleman from Mississippi.

Mr. COLMER. I would like to ask the gentleman if I correctly understand the purpose of this \$6 million proposition. That is, that you get certain lands, like other States have gotten, for educational purposes.

Mr. INOUE. Under the Morrill Act of 1860, every State was given 30,000 acres of land for each Representative in Congress. Because of the land situation in Hawaii, I have asked the committee to grant the State of Hawaii money in the sum of \$6 million—in lieu of a land grant. But as the chairman stated, we will not receive this grant of \$6 million but we will receive the interest on it.

Mr. COLMER. In other words, instead of getting the land you are getting money in the form of a revolving fund?

Mr. INOUE. That is correct.

Mr. COLMER. I wondered why you could not get land. Can you give us some light on that subject?

Mr. INOUE. As the gentleman from New York [Mr. O'BRIEN] stated, we have no public domain where we can have 90,000 acres of land available for such purpose. Most of the Federal lands are used for military purposes.

Mr. COLMER. I just wanted to get that straight in my own mind. Of course, as one who opposed the admission of Hawaii as a State, I still think that having been admitted as a State, it is entitled to the same treatment that all other States of the Union received.

May I say in this connection that I am also very happy the gentleman who is now addressing the Chamber is and has the great honor of being the first Representative from Hawaii. I happen to know that the gentleman is quite a war hero, if I may say that without embarrassment to him. I knew about him long before he came to Congress. He trained in my State of Mississippi and rendered valiant service to the cause of our great common country of which he is now a part. I welcome him to this Chamber and congratulate the people of Hawaii on their wisdom in selecting him to be their first Congressman.

Mr. McCORMACK. Mr. Speaker, will the gentleman yield?

Mr. INOUE. I shall be very happy to yield to the majority leader.

Mr. McCORMACK. I want to congratulate the gentleman from Hawaii [Mr. INOUE] on the able presentation he has made here on this bill which means so much to the State and the people of Hawaii.

The gentleman from Hawaii [Mr. INOUE] has made an outstanding record already in this body and enjoys the confidence and respect of his colleagues. He serves his people in a manner which reflects the greatest credit upon them.

They are justified in feeling proud of the gentleman and the character of public service he renders.

Mr. INOUE. I thank my leader for his compliments.

Mr. RIVERS of Alaska. Mr. Speaker, will the gentleman yield?

Mr. INOUE. I am happy to yield to my colleague from Alaska.

Mr. RIVERS of Alaska. Mr. Speaker, I rise in support of H.R. 11692, known as the Hawaiian omnibus bill, introduced by our distinguished colleague, DANIEL INOUE, of Hawaii. At the outset I wish to compliment the gentleman from Hawaii upon the fine job he is doing for our 50th State, and to express my pleasure in his friendship and in serving with him in this great legislative body.

My work last year in behalf of the Alaska omnibus bill, in association first with the chairman of the Subcommittee on Territorial and Insular Affairs, the able and dedicated gentleman from New York, LEO O'BRIEN, and then with the chairman of the full Committee on Interior and Insular Affairs, the distinguished gentleman from Colorado, WAYNE ASPINALL, and the other fine members of the committee, highlighted the need of an omnibus bill for a new State. The very fact of a grant of statehood to an erstwhile territory compels provisions for an orderly transition from territorial status to full-fledged State operations. Also required are amendments to numerous Federal statutes making them applicable to the new State on an equal footing with the other States, and many technical amendments to the United States Code deleting inappropriate references and otherwise bringing the United States Code in conformance with the new situation.

This bill, first drafted by the Bureau of the Budget along the lines set forth in the Alaska omnibus bill enacted a year ago, has been painstakingly considered by the subcommittee and the full committee of which I am a member, and is, in my opinion, admirably suited to meet the need, and constitutes legislation which I unqualifiedly recommend to this House for passage.

(Mr. RIVERS of Alaska asked and was given permission to revise and extend his remarks.)

Mr. SAYLOR. Mr. Speaker, I yield myself such time as I may require.

(Mr. SAYLOR asked and was given permission to revise and extend his remarks.)

Mr. SAYLOR. Mr. Speaker, the action we are taking today might be called the windup of statehood for Alaska and Hawaii. During the 85th Congress and the 1st session of the 86th Congress, the House and the Senate in their wisdom overwhelmingly admitted into the sisterhood of States these two great territories.

Last year the House Interior and Insular Affairs Committee brought to the floor for consideration and adoption a bill which would wipe out all the inequities and inconsistencies in existing laws affecting the new State of Alaska. This year there has been introduced and there is presented now for your consideration a bill which will do the same

thing for the new State of Hawaii. If you will examine carefully the report which came to our committee from the Bureau of the Budget you will be surprised to find that the bill was referred to the Committee on Interior and Insular Affairs. The Speaker and Parliamentarian could have assigned this bill to any one of a number of committees, Banking and Currency, Education and Labor; in fact, he could have assigned it to every committee of the House except the Committee on Rules, and I think they might even have found a rule to allow it to go to the Rules Committee, because this bill covers some phase of jurisdiction of each one of those committees. But under the procedure adopted by the Speaker it was referred to the House Committee of Interior and Insular Affairs, I would like to take this opportunity to commend the chairman of our committee, the gentleman from Colorado [Mr. ASPINALL] because, even though this was referred to our committee he directed a letter to the chairman of each of the other committees of the House calling their particular attention to the section of the bill affecting their jurisdiction and asked them for any comments or changes they wanted to make in this legislation.

It shows the manner in which this great House operates, because the Chairman and the staffs of the respective committees all cooperated with the Committee on Interior and Insular Affairs to make this bill possible.

Mr. ASPINALL. Mr. Speaker, will the gentleman yield?

Mr. SAYLOR. I yield to the gentleman from Colorado.

Mr. ASPINALL. I commended the gentleman from New York [Mr. O'BRIEN] and the gentleman from Hawaii [Mr. INOUE], and I wish to commend also the gentleman from Pennsylvania [Mr. SAYLOR] for his cooperative approach and effective aid in the consideration of legislation leading to the approval of the status of statehood for Alaska and Hawaii, and the necessary legislation needed to bring these two States in a full relationship with the other States. I extend a like commendation to my friend and colleague from Washington [Mr. WESTLAND].

At this time I would like to advise the House that Mr. SISK, Mr. MCGINLEY, Mr. WESTLAND, Mr. O'BRIEN of New York, and Mr. INOUE traveled extensively throughout the Pacific area last fall on a committee assignment from my committee, paying attention to the problems treated in this particular legislation as well as those in the Pacific area described as the American Samoan Islands, the Island of Guam, and the trust territory over which our Government presently has jurisdiction. They rendered a difficult and valuable service for the Federal Congress and the citizens of the United States.

CALL OF THE HOUSE

Mr. HOFFMAN of Michigan. Mr. Speaker, I make the point of order that a quorum is not present.

The SPEAKER. Evidently no quorum is present.

Mr. McCORMACK. Mr. Speaker, I move a call of the House.

A call of the House was ordered.

The Clerk called the roll, and the following Members failed to answer to their names:

[Roll No. 91]

Alexander	Farbstein	Meador
Alford	Fino	Morrow
Anderson,	Flynn	Mitchell
Mont.	Fogarty	Montoya
Anfuso	Forand	Moorhead
Ashley	Frazier	Morris, Okla.
Ayres	Garbatz	Nix
Barden	Glaimo	Osmers
Barry	Gilbert	Pilcher
Bass, N.H.	Glenn	Pillion
Bentley	Granahan	Porter
Blatnik	Gray	Powell
Bolling	Green, Oreg.	Quigley
Bonner	Griffin	Rogers, Tex.
Bow	Griffiths	Roosevelt
Brewster	Halpern	Rostenkowski
Brown, Mo.	Hays	Santangelo
Buckley	Healey	Scott
Cahill	Herbert	Short
Canfield	Hemphill	Smith, Kans.
Cederberg	Holland	Staggers
Chelf	Irwin	Steed
Coffin	Jackson	Stratton
Corbett	Johnson, Colo.	Stubblefield
Curtis, Mass.	Kearns	Sullivan
Curtis, Mo.	Keogh	Taylor
Davis, Tenn.	Kilburn	Teller
Dent, Pa.	Kilday	Thompson, N.J.
Devine	Kluczynski	Van Pelt
Diggs	Lafore	Walter
Dingell	Landrum	Williams
Dorn, N.Y.	Lesinski	Wilson
Dulski	McDowell	Wolf
Durham	McGovern	Zelenko
Fallon	Macdonald	

The SPEAKER. On this rollcall 327 Members have answered to their names, a quorum.

By unanimous consent, further proceedings under the call were dispensed with.

AMENDING CERTAIN LAWS CONCERNING STATE OF HAWAII

The SPEAKER. The Chair recognizes the gentleman from Pennsylvania [Mr. SAYLOR].

Mr. ASPINALL. Mr. Speaker, will the gentleman yield?

Mr. SAYLOR. I yield.

(Mr. ASPINALL asked and was given permission to revise and extend his remarks prior to the quorum call.)

Mr. THOMSON of Wyoming. Mr. Speaker, will the gentleman yield?

Mr. SAYLOR. I yield to the gentleman from Wyoming.

Mr. THOMSON of Wyoming. Mr. Speaker, I would like to ask the gentleman a question or two with reference to section 48 of the bill, amending section 309(a) of the Tariff Act of 1930. There is a justifiable concern with regard to this on the west coast and in the Rocky Mountain area, due to soft market conditions in the petroleum and petroleum-products industry in these regions and the possibility of this amendment aggravating that situation. Am I correct in my understanding that there is an amendment under consideration with reference to this section to exclude petroleum products from the operation of the amendment?

Mr. SAYLOR. That is correct. It was called to our attention, and the reason this amendment was placed in it was to make sure that the carriers have the same privilege with regard to the tax on

cigarettes, liquor, and playing cards that their competitors have in the same trips with ships which would leave either the east-coast ports or the gulf-coast ports and go to Hawaii. It was never intended to go as far, apparently, as the amendment does. It is one of the things that was called to the attention of the other body, and I am sure it will be corrected when it gets there.

Mr. THOMSON of Wyoming. At the present time, as the gentleman has indicated, it is impossible under the rules and procedures of the House to amend the bill, but the other body does have it under consideration. With the understanding that an amendment has been offered in the other body to exclude petroleum products and that it will be supported by the House conferees, I am not going to oppose this legislation at this time. Unless such action is taken, though, I would oppose it as it comes from conference.

(Mr. THOMSON of Wyoming asked and was given permission to revise and extend his remarks.)

(Mr. SAYLOR asked and was given permission to revise and extend his remarks.)

Mr. O'BRIEN of New York. Mr. Speaker, I have no further requests for time.

The SPEAKER. The question is: Will the House suspend the rules and pass the bill?

The question was taken; and (two-thirds having voted in favor thereof), the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

LEGISLATIVE OVERSIGHT COMMITTEE

Mr. HARRIS. Mr. Speaker, I ask unanimous consent that the Legislative Oversight Committee may sit today during general debate.

The SPEAKER. Is there objection to the request of the gentleman from Arkansas?

There was no objection.

SMALL BUSINESS INVESTMENT ACT AMENDMENTS OF 1960

Mr. SPENCE. Mr. Speaker, I move to suspend the rules and pass the bill (S. 2611) to amend the Small Business Investment Act of 1958, and for other purposes, with amendments.

The Clerk read the bill as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Small Business Investment Act Amendments of 1960".

SEC. 2. As used in this Act, unless otherwise indicated, references to "the Act" are to the Small Business Investment Act of 1958, as approved August 21, 1958 (72 Stat. 689).

SEC. 3. Section 103 of the Act is amended by deleting the paragraph numbered (4) and inserting in lieu thereof, the following: "the term 'State' includes the several States, the Territories and possessions of the United States, the Commonwealth of Puerto Rico, and the District of Columbia."

SEC. 4. Subsection 301(d) of the Act is amended by deleting the paragraph thereof

numbered (9); and by respectively redesignating the paragraphs thereof numbered (10) and (11) as (9) and (10).

SEC. 5. Subsection 302(b) of the Act is amended by deleting the first word and inserting in lieu thereof the following: "Notwithstanding the provisions of section 6(a) (1) of the Bank Holding Company Act of 1956, shares".

SEC. 6. Section 304 of the Act is amended to read as follows:

"PROVISION OF EQUITY CAPITAL FOR SMALL-BUSINESS CONCERNS

"SEC. 304. (a) It shall be a function of each small business investment company to provide a source of equity capital for incorporated small-business concerns, in such manner and under such terms as the small business investment company may fix in accordance with the regulations of the Administration.

"(b) Before any capital is provided to a small-business concern under this section—

"(1) the company may require such concern to refinance any or all of its outstanding indebtedness so that the company is the only holder of any evidence of indebtedness of such concern; and

"(2) except as provided in regulations issued by the Administration, such concern shall agree that it will not thereafter incur any indebtedness without first securing the approval of the company and giving the company the first opportunity to finance such indebtedness.

"(c) Whenever a company provides capital to a small-business concern under this section, such concern shall have the right, exercisable in whole or in such part as such concern may elect, to become a stockholder-proprietor by investing in the capital stock of the company 5 per centum of the amount of the capital so provided, in accordance with regulations prescribed by the Administrator."

SEC. 7. Title 26, chapter 6, section 26-610 of the District of Columbia Code, 1951 edition, is amended by inserting after the word "associations" the following: ", small business investment companies licensed and operating under the Small Business Investment Act of 1958".

The SPEAKER. Is a second demanded?

Mr. McDONOUGH. Mr. Speaker, I demand a second.

A second was considered as ordered.

Mr. SPENCE. Mr. Speaker, this is an amendment to the Small Business Investment Act of 1958. It makes two substantial changes. It provides that the small business investment organization may make direct purchases of stock from the borrowing corporation. It authorizes small business investment companies to purchase stock in small business concerns and relieves the small business concern from compulsory purchasing of stock in the investment company.

I think that will encourage the investment of equity capital in small businesses. They are in need of equity capital and long-term loans. We hope that this will stimulate small business. Small business is essential to the economy of our Nation. Without small business we could not have the free competitive enterprise system. If we destroy small business our economy will be controlled by a few great corporations. It would be a concentration of power that would be disastrous to the welfare of our people and the prosperity of our country.

I hope that this bill will be passed. It came out of the committee without a

dissenting vote, and I am sure there can be no opposition to the bill in the House.

Mr. McDONOUGH. Mr. Speaker, I have no proposed amendments. Neither do I have any serious objection to this bill. This is a proposal by the House Banking and Currency Committee to expand and increase the facilities of small business in all parts of the Nation. One of the things that I think is extremely beneficial in this proposal to expand small business is that it will supplement and provide a means for employment. This should be a vehicle where depressed areas can be improved by this small business organization expanding manufacturing facilities and retail facilities and service organizations in areas where employment may be low at the present time, and do it on a free enterprise basis, without the type of legislation that was passed in the House recently.

We are not opposing the bill, but I wanted to make this point while we were debating it.

I yield 5 minutes to the gentleman from Kansas [Mr. AVERY].

Mr. AVERY. Mr. Speaker, I do not think I will use the entire 5 minutes. I merely wanted to comment in passing that the amendments to the Small Business Investment Act being considered today were almost identical to the recommendations that flowed from the Subcommittee No. 1 of the Select Committee on Small Business.

Rather extensive hearings were held under the chairmanship of the gentleman from Tennessee [Mr. EVINS], who is on the floor; and we are glad indeed the Banking and Currency Committee saw fit to agree to the recommendations of Subcommittee No. 1 of the Small Business Committee. We support the amendments and urge the passage of this bill.

The amendments to the Small Business Investment Act of 1958 as incorporated in the bill presently under consideration—S. 2611—are consistent with the steady progress and improvement which has characterized Executive and congressional action on the Small Business Act since its inception. The many fine accomplishments of the Small Business Administration were summarized by the Ranking Minority Member of the House Small Business Committee, the gentleman from Ohio [Mr. McCULLOCH], in his remarks as carried in the CONGRESSIONAL RECORD of March 24, 1960—page A2677-A2678.

May I mention the fact that the gentleman from West Virginia [Mr. MOORE], who also serves on Subcommittee No. 1 of the House Small Business Committee, introduced on June 11, 1959, the original bill—H.R. 7691—which contained amendments recommended to our subcommittee by the Administrator of the Small Business Administration at the subcommittee hearings held in May 1959. The bill before us is substantially in keeping with Mr. MOORE's bill and the recommendations of the administration. Mr. MOORE and I also had the pleasure of supporting this legislation before Subcommittee No. 3 of the House Banking and Currency Committee, which subcommittee is presided over by the chairman of the Select Committee on Small Business, the gentleman from

Texas [Mr. PATMAN], who I understand will speak in support of the bill later this afternoon.

(Mr. AVERY asked and was given permission to revise and extend his remarks.)

Mr. ALGER. Mr. Speaker, this act to amend the Small Business Investment Act is another one of many alleged Federal aids to the small businessman, in this instance to help secure equitable capital for investment. Does this act, and do any of the other Federal aids, actually provide the basic help needed? Is not a tax cut what the small businessman really needs? Suppose, for example, the small businessman could keep the money he earns that he now pays out in taxes. Would not this provide the additional equitable capital needed for business expansion? Now, suppose, on the other hand, we build the Federal bureaucracy through various alleged Federal aids for the small businessman, all of which, machinery and personnel, costs more money, that is more taxation. Then we tax the small businessman more to pay for these services offered him. Are we not actually hurting him, not helping him, by imposing a greater tax-load?

It is my firm conviction that the way to help the small businessman is not to increase the Federal bureaucracy but cut back Government spending and, as quickly as we can, cut down the taxation of all our citizens, including the small businessman. This would be the greatest thing we could do for a small businessman.

From another standpoint, this bill is questionable. Small businessmen know where and how to get loans without Federal aid.

Mr. SPENCE. Mr. Speaker, I yield 5 minutes to the gentleman from Texas [Mr. PATMAN].

(Mr. PATMAN asked and was given permission to revise and extend his remarks.)

Mr. PATMAN. Mr. Speaker, in 1958 the Congress enacted the Small Business Investment Act to encourage the establishment of privately owned small business investment companies. This legislation was enacted in recognition of the fact that existing financial institutions such as commercial banks were not prepared or designed to satisfy the needs of small business for equity capital and long-term loans. The act authorized the Small Business Administration to assist the proposed new Small Business Investment Companies to get started. We have now had about 20 months of experience operating under the 1958 act and 95 of these investment companies have been licensed. While this is a start, there is general agreement that some amendments to the 1958 act are needed if this new program is to meet the needs of small business properly. S. 2611 would make some changes in the 1958 act which I hope will make this program operate more effectively.

The first change the bill would make would be to open up new ways in which small business investment companies may furnish equity capital to small business concerns. Under the 1958 act as it stands today the only way this can be done is for the small business invest-

ment company to buy debentures of the small business concern which are convertible at the option of the investment company into the small business concern's stock. S. 2611 would provide instead that the small business investment company may furnish this capital in other forms to be authorized by the Small Business Administration regulations—such as by directly buying stock in the small business concern, or by buying debentures with detachable stock rights.

S. 2611 would also repeal the requirement of the 1958 act that a small business concern must purchase stock in any small business investment company from which it gets equity capital. This requirement has proved objectionable to the small business concerns who look upon it as an additional expense of obtaining equity funds. S. 2611, as reported by the committee, would repeal this mandatory requirement but preserve for the small business concern the option of buying stock in the investment company up to 5 percent of the amount of capital furnished.

The bill would also make certain other changes in the law again designed to increase the effectiveness of this new program. Further experience under the program may reveal additional changes which should be made but I am hopeful that the bill will prove a big step forward in providing small businesses with the equity capital that they need so sorely if they are to play their proper role in our expanding economy.

The report of our committee is inserted herewith:

SMALL BUSINESS INVESTMENT ACT AMENDMENTS OF 1960

The Committee on Banking and Currency, to whom was referred the bill (S. 2611) to amend the Small Business Investment Act of 1958, and for other purposes, having considered the same, report favorably thereon with amendments and recommend that the bill as amended do pass.

The amendments are as follows:

Page 1, line 4, strike out "1959" and insert "1960" in lieu thereof.

Page 2, strike out all of lines 12 through 19 and insert in lieu thereof the following:

"SEC. 6. Section 304 of the Act is amended to read as follows:

"PROVISION OF EQUITY CAPITAL FOR SMALL BUSINESS CONCERNS

"SEC. 304. (a) It shall be a function of each small business investment company to provide a source of equity capital for incorporated small-business concerns, in such manner and under such terms as the small business investment company may fix in accordance with the regulations of the Administration.

"(b) Before any capital is provided to a small-business concern under this section—

"(1) The company may require such concern to refinance any or all of its outstanding indebtedness so that the company is the only holder of any evidence of indebtedness of such concern; and

"(2) except as provided in regulations issued by the administration, such concern shall agree that it will not thereafter incur any indebtedness without first securing the approval of the company and giving the company the first opportunity to finance such indebtedness.

"(c) Whenever a company provides capital to a small-business concern under this section, such concern shall have the right, exercisable in whole or in such part as such concern may elect, to become a stockholder-

proprietor by investing in the capital stock of the company 5 per centum of the amount of the capital so provided, in accordance with regulations prescribed by the Administrator."

PURPOSE OF THE BILL

The primary purpose of the Small Business Investment Act of 1958 is to make equity-type capital and long-term credit more readily available for small business concerns, through encouraging the establishment of privately owned small business investment companies (referred to in this report as SBIC's). S. 2611 would amend this 1958 act in order to remove certain obstacles which have impeded the realization of this goal. The bill was ordered reported by unanimous vote of your committee, and it has the support of the Small Business Administration.

Under the 1958 act, each SBIC must have a minimum initial paid-in capital and surplus of \$300,000, of which \$150,000 may be supplied by the Small Business Administration through purchase of subordinated debentures of the SBIC. SBA may also make loans to any SBIC, up to 50 percent of its capital and surplus. Today an SBIC can supply funds to a small business concern in two ways: (1) By having the small business concern's unsecured debentures, convertible into stock in the concern, at sound book value as determined at the time the debentures are issued; or (2) by making term loans (not involving equity interest) of 5 to 20 years.

S. 2611 would open up new methods by which SBIC's may furnish equity capital to small businesses. Under the 1958 act, as indicated above, this can be done only by purchasing convertible debentures. S. 2611 would allow SBIC's to furnish capital in other forms to be authorized by regulation of the Small Business Administration (such as by directly buying stock in small business concerns, or by buying debentures with severable or detachable stock rights).

S. 2611 would also repeal the requirement that a small business concern must purchase stock in any SBIC from which it gets equity capital. Instead, the bill as reported would grant the small business concern an option (exercisable in whole or in part) to buy stock in the SBIC equal to 5 percent of the capital supplied. Other provisions of S. 2611 would authorize a bank that is a subsidiary of a holding company to invest up to 1 percent of its capital and surplus in any SBIC (this is now prohibited where the SBIC is a subsidiary of the same holding company); would extend the act to possessions of the United States, such as Guam; would exempt SBIC's in the District of Columbia from the District of Columbia small loan law; and would make certain other technical amendments, explained below in the section-by-section summary of the bill.

BACKGROUND OF THE BILL

In the 20 months that have passed since Congress enacted the Small Business Investment Act of 1958, the Small Business Administration has licensed 95 SBIC's. While this represents a hopeful beginning, it falls short of SBA's own expectations, and there is general agreement that some changes in the act are needed to remove restrictions that have deterred formation of SBIC's.

The following is a more detailed summary of the status of SBA actions on SBIC applications as of May 6, 1960:

Total proposals (preliminary applications received in Washington office)-----	189
Total initial capital and surplus-----	\$78,360,504
Federal funds requested through purchase of subordinated debentures under sec. 302 of the act-----	\$20,280,550

Footnote at end of table.

86TH CONGRESS
2D SESSION

H. R. 11602

IN THE SENATE OF THE UNITED STATES

MAY 17, 1960

Read twice and referred to the Committee on Interior and Insular Affairs

AN ACT

To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Hawaii Omnibus Act".

4 PRINTING OUTSIDE UNITED STATES

5 SEC. 2. Subsection (a) of section 2 of the Act of Au-
6 gust 1, 1956 (70 Stat. 890), is amended by striking out
7 the words "the continental United States" and inserting in
8 lieu thereof the words "the States of the United States and
9 the District of Columbia".

1 SOIL BANK ACT

2 SEC. 3. Section 113 of the Soil Bank Act, as amended,
3 is amended to read as follows: "This subtitle B shall apply to
4 the several States and, if the Secretary determines it to be in
5 the national interest, to the Commonwealth of Puerto Rico
6 and the Virgin Islands; and as used in this subtitle B, the
7 term 'State' includes Puerto Rico and the Virgin Islands."

8 ARMED FORCES

9 SEC. 4. (a) Title 10, United States Code, section 101
10 (2), is amended by striking out the words "Hawaii or".

11 (b) Title 10, United States Code, sections 802 (11)
12 and 802 (12), are each amended by striking out the words
13 "the main group of the Hawaiian Islands,".

14 (c) Title 10, United States Code, section 2662 (c), is
15 amended by striking out the word ", Hawaii,".

16 (d) Title 10, United States Code, is amended by strik-
17 ing out clause (6) of section 4744; by renumbering clauses
18 (7) through (9) as clauses (6) through (8); by amending
19 redesignated clause (8) to read as follows: "The families
20 of persons described in clauses (1), (2), (4), (5), and
21 (7)."; and by striking out the words "clause (8) or (9)"
22 in the last sentence of such section and inserting in lieu
23 thereof the words "clause (7) or (8)".

HOME LOAN BANK BOARD

SEC. 5. (a) Paragraph (3) of section 2 of the Federal Home Loan Bank Act, as amended, is further amended by striking out the words "the Virgin Islands of the United States, and the Territory of Hawaii" and by inserting in lieu thereof the words "and the Virgin Islands of the United States".

(b) Section 7 of the Home Owners' Loan Act of 1933, as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

NATIONAL HOUSING ACT

SEC. 6. The National Housing Act is amended by striking out the word "Hawaii," in sections 9, 201 (d), 207 (a) (7), 601 (d), 713 (q), and 801 (g).

SECURITIES AND EXCHANGE COMMISSION

SEC. 7. (a) Paragraph (6) of section 2 of the Securities Act of 1933, as amended, is further amended by striking out the word "Hawaii,".

(b) Paragraph (16) of section 3 (a) of the Securities Exchange Act of 1934, as amended, is further amended by striking out the word "Hawaii,".

(c) Paragraph (37) of section 2 (a) and paragraph

1 (1) of section 6(a) of the Investment Company Act of
2 1940, as amended, are each amended by striking out the
3 word "Hawaii,".

4 (d) Paragraph (18) of section 202(a) of the Invest-
5 ment Advisers Act of 1940, as amended, is further amended
6 by striking out the word "Hawaii,".

7 SMALL BUSINESS INVESTMENT ACT

8 SEC. 8. Paragraph (4) of section 103 of the Small
9 Business Investment Act of 1958 is amended by striking out
10 the words "the Territories of Alaska and Hawaii,".

11 SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

12 SEC. 9. (a) Section 8(b) of the Soil Conservation
13 and Domestic Allotment Act, as amended, is further amended
14 by striking out the words "in the continental United States,
15 except in Alaska," and inserting in lieu thereof the words
16 "in the States of the Union, except Alaska,".

17 (b) Section 17(a) of the Soil Conservation and Do-
18 mestic Allotment Act, as amended, is further amended to
19 read as follows: "This Act shall apply to the States, the
20 Commonwealth of Puerto Rico, and the Virgin Islands, and,
21 as used in this Act, the term 'State' includes Puerto Rico
22 and the Virgin Islands."

23 WATER STORAGE AND UTILIZATION

24 SEC. 10. Section 1 of the Act of August 28, 1937 (50
25 Stat. 869), as amended, is further amended by striking out

1 the words "the United States, including the Territories of
2 Alaska and Hawaii, and Puerto Rico and the Virgin Islands"
3 and inserting in lieu thereof the words "the States of the
4 United States and in Puerto Rico and the Virgin Islands".

5 WILDLIFE RESTORATION

6 SEC. 11. Section 2 of the Act of September 2, 1937
7 (50 Stat. 917), as amended, is further amended by striking
8 out the words "; and the term 'State' shall be construed
9 to mean and include the several States and the Territory
10 of Hawaii".

11 FISHERY RESOURCES

12 SEC. 12. The Act of August 4, 1947 (61 Stat. 726),
13 is amended—

14 (a) by striking out the words "the Territories and
15 island possessions of the United States" and inserting
16 in lieu thereof the words "the United States and its
17 island possessions" in sections 1 and 2;

18 (b) by striking out the words "Territory of Hawaii
19 and" in section 1;

20 (c) by striking out the word "Territorial" and
21 inserting in lieu thereof the word "State" in section 3;
22 and

23 (d) by striking out the words "Hawaiian Islands"
24 and "Territory of Hawaii" and inserting in lieu thereof,
25 in both cases, the words "State of Hawaii" in section 4.

FISH RESTORATION

SEC. 13. Section 2 (d) of the Act of August 9, 1950 (64 Stat. 431), as amended, is further amended by striking out the words “; and the term ‘State’ shall be construed to mean and include the several States and the Territory of Hawaii”.

CRIMINAL CODE

SEC. 14. (a) Title 18, United States Code, section 1401, is amended by striking out the words “the Territory of Alaska, the Territory of Hawaii,”.

(b) Title 18, United States Code, section 5024, is amended by striking out the words preceding the first comma and inserting in lieu thereof the words “This chapter shall apply in the States of the United States”.

(c) Section 6 of Public Law 85-752, as amended, is further amended by striking out the words preceding the first comma and inserting in lieu thereof the words “Sections 3 and 4 of this Act shall apply in the States of the United States”.

EDUCATION

National Defense Education Act

SEC. 15. (a) (1) Subsection (a) of section 103 of the National Defense Education Act of 1958, relating to definition of State, is amended by striking out “Hawaii,” each time it appears therein.

1 (2) (A) Paragraph (2), and subparagraph (C) of
2 paragraph (3), of subsection (a) of section 302 of such
3 Act, relating to allotments for science, mathematics, and
4 foreign language instruction equipment, are each amended
5 by striking out "continental United States" each time it
6 appears therein and inserting in lieu thereof "United States".

7 (B) Effective in the case of promulgations of allotment
8 ratios made, under section 302 of such Act, after enactment
9 of this Act and before satisfactory data are available from
10 the Department of Commerce for a full year on the per
11 capita income of Alaska, subparagraph B of such para-
12 graph (3) is amended to read:

13 “(B) The term ‘United States’ means the continental
14 United States (excluding Alaska) and Hawaii.”

15 (C) Effective in the case of promulgations of allotment
16 ratios made under such section 302 after such data for a
17 full year are available from the Department of Commerce,
18 subparagraph (B) of such paragraph (3) is amended to
19 read:

20 “(B) The term ‘United States’ means the fifty States
21 and the District of Columbia.”

22 Promulgations of allotment ratios made under such
23 section 302 after such data for a full year are available
24 from the Department of Commerce, but before such data
25 are available therefrom for a full three-year period, shall

1 be based on such data for such one full year or, when
2 such data are available for a two-year period, for such two
3 years.

4 (3) Section 1008 of such Act, relating to allotments
5 to territories, is amended by striking out "Hawaii,".

6 Vocational Education

7 (b) (1) Section 4 of the Act of March 10, 1924 (43
8 Stat. 18), extending the benefits of the Smith-Hughes voca-
9 tional education law to Hawaii, is repealed.

10 (2) The last sentence of section 2 of the Act of Febru-
11 ary 23, 1917 (39 Stat. 930), relating to allotments for
12 salaries of teachers of agricultural subjects, is amended by
13 striking out "\$27,000" and inserting in lieu thereof "\$28,-
14 500". The last sentence of section 4 of such Act, as
15 amended, relating to allotments for teacher training, is
16 amended by striking out "\$98,500" and inserting in lieu
17 thereof "\$105,200".

18 (3) Paragraph (1) of section 2 of the Vocational
19 Education Act of 1946, relating to definition of States and
20 Territories, is amended by striking out "the Territory of
21 Hawaii,".

22 (4) Subsection (e) of section 210 and subsection (a)
23 of section 307 of such Act, relating to definition of State,
24 are each amended by striking out "Hawaii,".

25 School Construction Assistance in Federally Affected Areas

1 (c) Paragraph (13) of section 15 of the Act of Septem-
2 ber 23, 1950 (64 Stat. 967), as amended, relating to defini-
3 tion of State, is amended by striking out "Hawaii,".

4 School Operation Assistance in Federally Affected Areas

5 (d) (1) The material in the parentheses in the first sen-
6 tence of subsection (d) of section 3 of the Act of September
7 30, 1960, as amended, relating to determination of local con-
8 tribution rate, is amended to read: "(other than a local
9 educational agency in Puerto Rico, Wake Island, Guam, or
10 the Virgin Islands, or in a State in which a substantial pro-
11 portion of the land is in unorganized territory for which a
12 State agency is the local educational agency, or in a State in
13 which there is only one local educational agency)".

14 (2) The fourth sentence of such subsection is amended
15 by striking out "in the continental United States (including
16 Alaska)" and inserting in lieu thereof "(other than Puerto
17 Rico, Wake Island, Guam, or the Virgin Islands)" and by
18 striking out "continental United States" in clause (ii) of such
19 sentence and inserting in lieu thereof "United States (which
20 for purposes of this sentence and the next sentence means
21 the fifty States and the District of Columbia)". The fifth
22 sentence of such subsection is amended by striking out "con-
23 tinental" before "United States" each time it appears therein
24 and by striking out "(including Alaska)".

1 (3) The last sentence of such subsection is amended
2 by striking out "Hawaii," and by inserting after "for which
3 a State agency is the local educational agency," the follow-
4 ing: "or in any State in which there is only one local
5 educational agency,".

6 (4) Paragraph (8) of section 9 of such Act, relating
7 to definition of State, is amended by striking out "Hawaii,".

8 Land-Grant College Aid

9 (e) Notwithstanding the last sentence of subsection
10 (b) of section 5 of the Act entitled "An Act to provide for
11 the admission of the State of Hawaii into the Union",
12 approved March 18, 1959 (73 Stat. 4; Public Law 86-3),
13 there is hereby authorized to be appropriated to the State of
14 Hawaii the sum of \$6,000,000. Amounts appropriated
15 under this subsection shall be held and considered to be
16 granted to such State subject to those provisions of the Act
17 entitled "An Act donating public lands to the several States
18 and Territories which may provide colleges for the benefit
19 of agriculture and the mechanic arts", approved July 2,
20 1862 (7 U.S.C. 301-308), applicable to the proceeds from
21 the sale of land or land scrip.

22 IMPORTATION OF MILK AND CREAM

23 SEC. 16. Subsection (b) of section 9 of the Act of
24 February 15, 1927 (44 Stat. 1103), as amended, is
25 amended to read:

1 “(b) The term ‘United States’ means the fifty States
2 and the District of Columbia.”

3 OPIUM POPPY CONTROL

4 SEC. 17. Section 12 of the Opium Poppy Control Act
5 of 1942, as amended, is further amended by deleting there-
6 from the words “the Territory of Hawaii,”.

7 HIGHWAYS

8 SEC. 18. (a) The definition of the term “State” in
9 title 23, United States Code, section 101 (a), is amended to
10 read as follows:

11 “The term ‘State’ means any one of the fifty States, the
12 District of Columbia, or Puerto Rico.”

13 (b) Sections 103 (g) and 105 (e) of title 23, United
14 States Code, are repealed.

15 (c) Section 103 (d) of title 23, United States Code, is
16 amended to read as follows:

17 “(d) The Interstate System shall be designated within
18 the United States, including the District of Columbia, and it
19 shall not exceed forty-one thousand miles in total extent.
20 It shall be so located as to connect by routes, as direct as
21 practicable, the principal metropolitan areas, cities, and in-
22 dustrial centers, to serve the national defense and, to the
23 greatest extent possible, to connect at suitable border points
24 with routes of continental importance in the Dominion of
25 Canada and the Republic of Mexico. The routes of this sys-

1 tem, to the greatest extent possible, shall be selected by joint
2 action of the State highway departments of each State and
3 the adjoining States, subject to the approval by the Secretary
4 as provided in subsection (e) of this section. All highways
5 or routes included in the Interstate System as finally ap-
6 proved, if not already coincident with the primary system,
7 shall be added to said system without regard to the mileage
8 limitation set forth in subsection (b) of this section. This
9 system may be located both in rural and urban areas.”

10 (d) Notwithstanding any other provision of law, for
11 the purpose of expediting the construction, reconstruction, or
12 improvement, inclusive of necessary bridges and tunnels, of
13 the Interstate System, including extensions thereof through
14 urban areas, designated in accordance with section 103 (d)
15 of title 23, United States Code, as amended by section 1 of
16 this Act, the sum of \$12,375,000 shall be apportioned to
17 the State of Hawaii out of the sum authorized to be appro-
18 priated for the Interstate System for the fiscal year ending
19 June 30, 1962, under the provisions of section 108 (b) of
20 the Federal-Aid Highway Act of 1956 (70 Stat. 374), as
21 amended by section 7 (a) of the Federal-Aid Highway Act
22 of 1958 (72 Stat. 89), such apportionment to be made
23 at the same time such funds are apportioned to other States.
24 The total sum to be apportioned under section 104 (b) (5)
25 of title 23, United States Code, for the fiscal year ending

1 June 30, 1962, among the States other than Hawaii, shall
2 be reduced by said sum apportioned to the State of Hawaii
3 under this section. The Secretary of Commerce shall ap-
4 portion funds to the State of Hawaii for the Interstate
5 System for the fiscal year 1963 and subsequent fiscal years
6 pursuant to the provisions of said section 104 (b) (5) of
7 title 23, United States Code, and, in preparing the estimates
8 required by that section, he shall take into account the
9 apportionment made to the State of Hawaii under this
10 section.

11 (e) Section 127 of title 23, United States Code, is
12 amended by adding at the end thereof the following sen-
13 tence: "With respect to the State of Hawaii, laws or regu-
14 lations in effect on February 1, 1960, shall be applicable
15 for the purposes of this section in lieu of those in effect on
16 July 1, 1956."

17 INTERNAL REVENUE

18 SEC. 19. (a) Section 4262 (c) (1) of the Internal
19 Revenue Code of 1954 (relating to the definition of "con-
20 tinental United States" for purposes of the tax on trans-
21 portation of persons) is amended to read as follows:

22 "(1) CONTINENTAL UNITED STATES.—The term
23 'continental United States' means the District of Co-
24 lumbia and the States other than Alaska and Hawaii."

25 (b) Section 2202 of the Internal Revenue Code of 1954

1 (relating to missionaries in foreign service) is amended by
2 striking out “the State, the District of Columbia, or Hawaii”
3 and inserting in lieu thereof “the State or the District of
4 Columbia”.

5 (c) Section 3121 (e) (1) of the Internal Revenue Code
6 of 1954 (relating to a special definition of “State”) is
7 amended by striking out “Hawaii,”.

8 (d) Sections 3306 (j) and 4233 (b) of the Internal
9 Revenue Code of 1954 (each relating to a special definition
10 of “State”) are amended by striking out “Hawaii, and”.

11 (e) Section 4221 (d) (4) of the Internal Revenue Code
12 of 1954 (relating to a special definition of “State or local
13 government”) is amended to read as follows:

14 “(4) STATE OR LOCAL GOVERNMENT.—The term
15 ‘State or local government’ means any State, any politi-
16 cal subdivision thereof, or the District of Columbia.”

17 (f) Section 4502 (5) of the Internal Revenue Code of
18 1954 (relating to definition of “United States”) is amended
19 by striking out “the Territory of Hawaii,”.

20 (g) Section 4774 of the Internal Revenue Code of 1954
21 (relating to territorial extent of law) is amended by striking
22 out “the Territory of Hawaii,”.

23 (h) Section 7653 (d) of the Internal Revenue Code of

1 1954 (relating to shipments from the United States) is
2 amended by striking out “, its possessions or the Territory
3 of Hawaii” and inserting in lieu thereof “or its possessions”.

4 (i) Section 7701 (a) (9) of the Internal Revenue
5 Code of 1954 (relating to definition of “United States”)
6 is amended by striking out “, the Territory of Hawaii,”.

7 (j) Section 7701 (a) (10) of the Internal Revenue
8 Code of 1954 (relating to definition of “State”) is amended
9 by striking out “the Territory of Hawaii and”.

10 (k) The amendments contained in subsections (a)
11 through (j) of this section shall be effective as of August
12 21, 1959.

JUDICIARY

14 SEC. 20. Title 28, United States Code, section 91,
15 and the Act of June 15, 1960 (64 Stat. 217), as amended,
16 are each amended by striking out the words “Kure Island,”.

VOCATIONAL REHABILITATION

18 SEC. 21. (a) Subsection (g) of section 11 of the Vo-
19 cational Rehabilitation Act, relating to definition of “State”,
20 is amended by striking out “Hawaii,”.

21 (b) (1) Subsections (h) and (i) of such section, re-
22 lating to definition of allotment percentages and Federal
23 shares for purposes of allotment and matching for vocational

1 rehabilitation services grants, are each amended by striking
2 out "continental United States" and inserting in lieu thereof
3 "United States" and by striking out "(including Alaska)".

4 (2) Paragraph (1) of such subsection (h) is further
5 amended by striking out "the allotment percentage for
6 Hawaii shall be 50 per centum, and" in clause (B).

7 (3) Subsection (h) of such section is further amended
8 by adding at the end thereof the following new paragraphs:

9 " (3) Promulgations of allotment percentages and com-
10 putations of Federal shares made before satisfactory data are
11 available from the Department of Commerce for a full year
12 on the per capita income of Alaska shall prescribe for Alaska
13 an allotment percentage of 75 per centum and a Federal
14 share of 60 per centum and, for purposes of such promulga-
15 tions and computations, Alaska shall not be included as part
16 of the 'United States'. Promulgations and computations
17 made thereafter but before per capita income data for Alaska
18 for a full three-year period are available from the Depart-
19 ment of Commerce shall be based on satisfactory data avail-
20 able therefrom for Alaska for such one full year or, when
21 such data are available for a two-year period, for such two
22 years.

23 " (4) The term 'United States' means (but only for
24 purposes of this subsection and subsection (i)) the fifty
25 States and the District of Columbia."

1 (4) Subsection (i) of such section is further amended
2 by striking out “the Federal share for Hawaii shall be 60
3 per centum, and” in clause (B).

4 LABOR

5 SEC. 22. (a) Section 3 (b) of the Act of June 6, 1933
6 (48 Stat. 114), as amended, is further amended by striking
7 out the words "Hawaii, Alaska,".

8 (b) Section 13 (f) of the Fair Labor Standards Act,
9 as amended, is further amended by striking out the words
10 “Alaska; Hawaii;”.

(c) Section 17 of the Fair Labor Standards Act, as amended, is further amended by striking out the words “the District Court for the Territory of Alaska,”.

(d) Section 3 (a) (9) of the Welfare and Pension Plans Disclosure Act is amended by striking out the word “Hawaii.”.

17 NATIONAL GUARD

18 SEC. 23. Title 32, United States Code, section 101 (1),
19 is amended by striking out the words “Hawaii or”.

20 WATER POLLUTION CONTROL ACT

SEC. 24. (a) (1) Subsection (h) of section 5 of the Federal Water Pollution Control Act, relating to Federal share for purposes of program operation grants, is amended by striking out "continental United States" and inserting

1 in lieu thereof "United States", by striking out "(including
2 Alaska)", and by striking out, in clause (B) of paragraph
3 (1), "for Hawaii shall be 50 per centum, and".

4 (2) Such subsection is further amended by adding at the
5 end thereof the following new paragraphs:

6 " (3) As used in this subsection, the term 'United States'
7 means the fifty States and the District of Columbia.

8 " (4) Promulgations made before satisfactory data are
9 available from the Department of Commerce for a full year
10 on the per capita income of Alaska shall prescribe a Federal
11 share for Alaska of 50 per centum and, for purposes of
12 such promulgations, Alaska shall not be included as part of
13 the 'United States'. Promulgations made thereafter but
14 before per capita income data for Alaska for a full three-year
15 period are available for the Department of Commerce shall
16 be based on satisfactory data available therefrom for Alaska
17 for such one full year or, when such data are available for
18 a two-year period, for such two years."

19 (b) Subsection (d) of section 11 of such Act, relating
20 to definition of "State", is amended by striking out
21 "Hawaii,".

22 COAST AND GEODETIC SURVEY

23 SEC. 25. The first sentence of section 1 of the Act of
24 August 3, 1956 (70 Stat. 988), is amended by striking out
25 the words "the several States" and inserting in lieu thereof

1 the words "the States of the continental United States,
2 excluding Alaska".

3 VETERANS' ADMINISTRATION

4 SEC. 26. (a) Title 38, United States Code, section
5 624 (a), is amended by striking out the words "outside the
6 continental limits of the United States, or a Territory, Com-
7 monwealth, or possession of the United States" and inserting
8 in lieu thereof "outside any State".

9 (b) The first sentence of title 38, United States Code,
10 section 903 (b), is amended to read as follows: "In addition
11 to the foregoing, when such a death occurs in the continental
12 United States or Hawaii, the Administrator shall transport
13 the body to the place of burial in the continental United
14 States or Hawaii."

15 (c) Title 38, United States Code, section 2007 (c), is
16 amended by striking out the word "Hawaii,".

17 DAVIS-BACON ACT

18 SEC. 27. Section 1 of the Act of March 3, 1931 (46
19 Stat. 1494), as amended, is further amended by striking
20 out the words " , the Territory of Alaska, the Territory of
21 Hawaii," and the words " , or the Territory of Alaska, or the
22 Territory of Hawaii".

23 FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

24 SEC. 28. The Federal Property and Administrative
25 Services Act of 1949, as amended, is further amended by—

1 (a) striking out the words "continental United
2 States (including Alaska), Hawaii," in section 3 (f)
3 and inserting in lieu thereof the words "States of the
4 Union, the District of Columbia,";

5 (b) striking out the words "continental United
6 States, its Territories, and possessions" in section 211 (j)
7 and inserting in lieu thereof the words "States of the
8 Union, the District of Columbia, Puerto Rico, and the
9 possessions of the United States";

10 (c) striking out the words "continental limits of
11 the United States" in section 404 (c) and inserting in
12 lieu thereof the words "States of the Union and the Dis-
13 trict of Columbia"; and

14 (d) striking out the words "and the Territory of
15 Hawaii" in section 702 (a).

16 BUY AMERICAN ACT

17 SEC. 29. Section 1 (b) of title III of the Act of
18 March 3, 1933 (47 Stat. 1520), as amended, is amended
19 by striking out the word "Hawaii,".

20 PUBLIC HEALTH SERVICE ACT

21 SEC. 30. (a) Subsection (f) of section 2 of the Pub-
22 lic Health Service Act, relating to definition of State, is
23 amended by striking out "Hawaii,".

1 (b) The first sentence of section 331 of such Act, relat-
2 ing to receipt and treatment of lepers, is amended by strik-
3 ing out “, Territory, or the District of Columbia”. The
4 fifth sentence of such section is amended by striking out
5 “the Territory of Hawaii” and inserting in lieu thereof
6 “Hawaii”.

7 (c) Subsection (c) of section 361 of such Act, relating
8 to regulations governing apprehension and detention of per-
9 sons to prevent the spread of a communicable disease, is
10 amended by striking out “, the Territory of Hawaii,”.

11 (d) (1) Clause (2) of subsection (a) of section 631
12 of such Act, relating to definition of allotment percentage
13 for purposes of allotments for construction of hospitals and
14 other medical service facilities, is amended by striking out
15 “the allotment percentage for Hawaii shall be 50 per centum,
16 and”.

17 (2) Such subsection is further amended by striking out
18 “continental United States (including Alaska)” and insert-
19 ing in lieu thereof “United States”.

20 (3) Subsection (b) of such section, relating to pro-
21 mulgation of allotment percentages, is amended by striking
22 out “continental United States” and inserting in lieu thereof
23 “United States”. Such subsection is further amended by

1 inserting “(1)” after “(b)” and by adding at the end
2 thereof the following new paragraphs:

3 “(2) The term ‘United States’ means (but only for
4 purposes of this subsection and subsection (a)) the fifty
5 States and the District of Columbia;

6 “(3) Promulgations made before satisfactory data are
7 available from the Department of Commerce for a full year
8 on the per capita income of Alaska shall prescribe an allot-
9 ment percentage for Alaska of 50 per centum and, for pur-
10 poses of such promulgation, Alaska shall not be included
11 as part of the ‘United States’. Promulgations made there-
12 after but before per capita income data for Alaska for a
13 full three-year period are available from the Department of
14 Commerce shall be based on satisfactory data available there-
15 from for Alaska for such one full year or, when such data
16 are available for a two-year period, for such two years;”.

17 (4) Subsection (d) of such section, relating to defini-
18 tion of State, is further amended by striking out “Hawaii,”.

19 SOCIAL SECURITY ACT

20 SEC. 31. (a) (1) Paragraph (8) of subsection (a)
21 of section 1101 of the Social Security Act, relating to defini-
22 tion of Federal percentage for purposes of matching for public
23 assistance grants, is amended by striking out “continental

1 United States (including Alaska)” and inserting in lieu
2 thereof “United States”.

3 (2) Subparagraph (A) of such paragraph is further
4 amended by striking out “(i)” and by striking out “, and
5 (ii) the Federal percentage shall be 50 per centum for
6 Hawaii”.

7 (3) Such paragraph is further amended by adding after
8 subparagraph (B) the following new subparagraphs:

9 “(C) The term ‘United States’ means (but only for
10 purposes of subparagraphs (A) and (B) of this para-
11 graph) the fifty States and the District of Columbia.

12 “(D) Promulgations made before satisfactory data are
13 available from the Department of Commerce for a full year
14 on the per capita income of Alaska shall prescribe a Federal
15 percentage for Alaska of 50 per centum and, for purposes of
16 such promulgations, Alaska shall not be included as part of
17 the ‘United States’. Promulgations made thereafter but
18 before per capita income data for Alaska for a full three-
19 year period are available from the Department of Com-
20 merce shall be based on satisfactory data available therefrom
21 for Alaska for such one full year or, when such data are
22 available for a two-year period, for such two years.”

23 (b) (1) Subsections (a), (b), and (c) of section 524

1 of such Act, relating to the definition of allotment percent-
2 ages and Federal shares for purposes of allotment and
3 matching for child welfare services grants, are each amended
4 by striking out “continental United States (including
5 Alaska)” and inserting in lieu thereof “United States”.

6 (2) Such section is further amended by adding after
7 subsection (c) the following new subsections:

8 “(d) For purposes of this section, the term ‘United
9 States’ means the fifty States and the District of Columbia.

10 “(e) Promulgations made before satisfactory data are
11 available from the Department of Commerce for a full year
12 on the per capita income of Alaska shall prescribe a Federal
13 share for Alaska of 50 per centum and, for purposes of such
14 promulgations, Alaska shall not be included as part of the
15 ‘United States’. Promulgations made thereafter but before
16 per capita income data for Alaska for a full three-year period
17 are available from the Department of Commerce shall be
18 based on satisfactory data available therefrom for Alaska
19 for such one full year or, when such data are available for a
20 two-year period, for such two years.”

21 (c) (1) The last sentence of subsection (i) of section
22 202 of the Social Security Act is amended by striking out
23 “forty-nine” and inserting in lieu thereof “fifty”.

24 (2) Subsections (h) and (i) of section 210 of such Act
25 relating to definitions of State and United States for purposes

1 of old-age, survivors, and disability insurance, are each
2 amended by striking out "Hawaii,". Such subsection (h) is
3 further amended by striking out the comma after "District of
4 Columbia".

5 (d) (1) Paragraph (1) of subsection (a) of section
6 1101 of such Act, relating to definition of State, is amended
7 by striking out "Hawaii and".

8 (2) Paragraph (2) of such subsection, as amended,
9 relating to definition of "United States", is amended by
10 striking out ", Hawaii,".

11 (e) Subparagraph (C) and (G) of paragraph (6) of
12 subsection (d) of section 218 of the Social Security Act, as
13 amended, are each further amended by striking out "the
14 Territory of" and "or Territory" each time they appear
15 therein.

16 (f) Subsection (p) of such section is amended by strik-
17 ing out "Territory of".

18 (g) The last sentence of subsection (a) of section
19 1501 of the Social Security Act is amended by striking
20 out "Alaska, Hawaii,".

21 SMALL RECLAMATION PROJECTS

22 SEC. 32. The Small Reclamation Projects Act of 1956
23 (70 Stat. 1044), as heretofore and hereafter amended, shall
24 apply to the State of Hawaii.

1 CONGRESSIONAL RECORD

2 SEC. 33. Section 73 of the Act of January 12, 1895
3 (28 Stat. 617), as amended, is further amended by striking
4 out the word "Hawaii,".

5 FEDERAL REGISTER

6 SEC. 34. Section 8 of the Federal Register Act (49
7 Stat. 502), as amended, is further amended by striking out
8 the words "continental United States (including Alaska)"
9 and inserting in lieu thereof the words "States of the Union
10 and the District of Columbia".

11 HOME PORTS OF VESSELS

12 SEC. 35. Section 1 of the Act of February 16, 1925
13 (43 Stat. 947), as amended, is further amended by striking
14 out the words "Alaska, Hawaii, and".

15 MERCHANT MARINE ACT, 1936

16 SEC. 36. (a) Subsection (a) of section 505 of the
17 Merchant Marine Act, 1936, as amended, is further amended
18 by adding at the end thereof the following new sentence:
19 "For the purposes of this subsection, the term 'continental
20 limits of the United States' includes the States of Alaska
21 and Hawaii."

22 (b) Section 606 of such Act, as amended, is further
23 amended by adding at the end thereof the following new
24 sentence: "For the purposes of this section, the term

1 'continental limits of the United States' includes the States
2 of Alaska and Hawaii."

3 (c) Section 702 of such Act, as amended, is further
4 amended by adding at the end thereof the following new
5 sentence: "For the purposes of this section, the term 'con-
6 tinental United States' includes the States of Alaska and
7 Hawaii."

8 COMMUNICATIONS ACT

9 SEC. 37. Section 222 (a) (10) of the Communications
10 Act of 1934 is amended by striking out the words "the
11 several States and the District of Columbia" and inserting
12 in lieu thereof the words "the District of Columbia and the
13 States of the Union, except Hawaii".

14 AIRCRAFT LOAN GUARANTEES

15 SEC. 38. Section 3 of the Act of September 7, 1957
16 (71 Stat. 629), as amended, is further amended by striking
17 out the words "Territory of Hawaii" and inserting in lieu
18 thereof the words "State of Hawaii".

19 REAL PROPERTY TRANSACTIONS

20 SEC. 39. Section 43 (c) of the Act of August 10,
21 1956 (70A Stat. 636), as amended, is further amended
22 by striking out the words "United States, Hawaii," and
23 inserting in lieu thereof the words "States of the Union, the
24 District of Columbia,".

1 SELECTIVE SERVICE

2 SEC. 40. Section 16(b) of the Universal Military
3 Training and Service Act, as amended, is further amended
4 by striking out the word "Hawaii,".

5 REPORTS ON FEDERAL LAND USE

6 SEC. 41. The President shall prescribe procedures to
7 assure that the reports to be submitted to him by Federal
8 agencies pursuant to section 5(e) of the Act of March 18,
9 1959 (73 Stat. 6), providing for the admission of the State
10 of Hawaii into the Union, shall be prepared in accordance
11 with uniform policies and coordinated within the executive
12 branch.

13 HAWAIIAN HOMES COMMISSION LANDS

14 SEC. 42. Section 5(b) of the Act of March 18, 1959
15 (73 Stat. 5), is amended by inserting, immediately follow-
16 ing the words "public property" the words " , and to all
17 lands defined as 'available lands' by section 203 of the
18 Hawaiian Homes Commission Act, 1920, as amended,".

19 LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

20 SEC. 43. Until August 21, 1964, there shall be cov-
21 ered into the treasury of the State of Hawaii the rentals or
22 consideration received by the United States with respect to
23 public property taken for the uses and purposes of the United
24 States under section 91 of the Hawaii Organic Act and

1 thereafter by the United States leased, rented, or granted
2 upon revocable permits to private parties.

3 TRANSFER OF RECORDS

4 SEC. 44. (a) There are hereby transferred to the
5 State of Hawaii all records and other papers that were made
6 or received by any Federal or territorial agency, or any
7 predecessor thereof, in connection with the performance of
8 functions assumed in whole or in substantial part by the
9 State of Hawaii. There are hereby also transferred to the
10 State of Hawaii all records and other papers in the custody
11 of the Public Archives of Hawaii that were made or re-
12 ceived by any Federal agency.

13 (b) There are also hereby transferred to the State of
14 Hawaii all books, publications, and legal reference materials
15 which are owned by the United States and which were, prior
16 to the admission of Hawaii to the Union, placed in the
17 custody of courts, libraries, or territorial agencies in Hawaii
18 in order to facilitate the performance of functions conferred
19 on such courts or agencies by Federal law.

20 USE OF G.S.A. SERVICES OR FACILITIES

21 SEC. 45. The Administrator of General Services is
22 authorized to make available to the State of Hawaii such
23 services or facilities as are determined by the Administrator
24 to be necessary for an interim period, pending provision of

1 such services or facilities by the State of Hawaii. Such
2 interim period shall not extend beyond August 21, 1964.
3 Payment shall be made to the General Services Administra-
4 tion by the State of Hawaii for the cost of such services or
5 facilities to the Federal Government, as determined by the
6 Administrator.

7 PURCHASES OF TYPEWRITERS

8 SEC. 46. Title I of the Independent Offices Appropri-
9 ation Act, 1960, is amended by striking out the words "for
10 the purchase within the continental limits of the United
11 States of any typewriting machines" and inserting in lieu
12 thereof "for the purchase within the States of the Union
13 and the District of Columbia of any typewriting machines".

14 FEDERAL MARITIME BOARD

15 SEC. 47. Section 18 (a) of the Act of March 18, 1959
16 (73 Stat. 12), providing for the admission of the State of
17 Hawaii into the Union, is amended by striking out the words
18 "or is conferring" and inserting in lieu thereof the words
19 "or as conferring".

20 TARIFF ACT OF 1930

21 SEC. 48. Section 309 (a) of the Tariff Act of 1930, as
22 amended (19 U.S.C. 1309 (a)), is amended by inserting "or
23 between Hawaii and any other part of the United States or
24 between Alaska and any other part of the United States"
25 immediately after "possessions" wherever it appears.

EFFECTIVE DATES

1
2 SEC. 49. (a) The amendments made by section 15 (a)
3 (2) (A), by section 24 (a), by paragraphs (1), (2), and
4 3 of section 30 (d), by subsection (b), and paragraphs (1)
5 and (3) of subsection (a), of section 31, and, except as pro-
6 vided in subsection (g) of this section, by section 21 (b)
7 shall be applicable in the case of promulgations or computa-
8 tions of Federal shares, allotment percentages, allotment
9 ratios, and Federal percentages, as the case may be, made
10 after August 21, 1959.

11 (b) The amendments made by paragraph (2) of section
12 31 (a) shall be effective with the beginning of the calendar
13 quarter in which this Act is enacted. The Secretary of
14 Health, Education, and Welfare shall, as soon as possible
15 after enactment of this Act, promulgate a Federal percent-
16 age for Hawaii determined in accordance with the provisions
17 of subparagraph (B) of section 1101 (a) (8) of the Social
18 Security Act, such promulgation to be effective for the period
19 beginning with the beginning of the calendar quarter in
20 which this Act is enacted and ending with the close of June
21 30, 1961.

22 (c) The amendment made by paragraphs (1) and (2)
23 of subsection (b) and paragraphs (1), (2), and (3) of
24 subsection (d) of section 15 shall be applicable in the case
25 of fiscal years beginning after June 30, 1960.

1 (d) The amendments made by paragraphs (1) and (3)
2 of section 15 (a) shall be applicable, in the case of allot-
3 ments under section 302 (b) or 502 of the National Defense
4 Education Act of 1958, for fiscal years beginning after June
5 30, 1960, and, in the case of allotments under section 302
6 (a) of such Act, for fiscal years beginning after allotment
7 ratios, to which the amendment made by paragraph (2) of
8 section 15 (a) is applicable, are promulgated under such
9 section 302 (a).

10 (e) The amendment made by section 31 (c) (1) shall
11 be applicable in the case of deaths occurring on or after
12 August 21, 1959.

13 (f) The amendments made by subsection (c), para-
14 graphs (3) and (4) of subsection (b), and paragraph (4)
15 of subsection (d) of section 15, by section 21 (a), by sec-
16 tion 24 (b), by subsections (a), (b), and (c), and para-
17 graph (4) of subsection (d), of section 30, and by subsec-
18 tion (d), and paragraph (2) of subsection (c), of section 31
19 shall become effective on August 21, 1959.

20 (g) (1) The allotment percentage determined for
21 Alaska under section 11 (h) of the Vocational Rehabilita-
22 tion Act, as amended by this Act, for the first, second, third,
23 and fourth years for which such percentage is based on the per
24 capita income data for Alaska shall be increased by 76 per
25 centum, 64 per centum, 52 per centum, and 28 per centum,

1 respectively, of the difference between such allotment per-
2 centage for the year involved and 75 per centum.

3 (2) The Federal share for Alaska determined under
4 section 11 (i) of the Vocational Rehabilitation Act, as
5 amended by this Act, for the first year for which such Federal
6 share is based on per capita income data for Alaska shall
7 be increased by 70 per centum of the difference between such
8 Federal share for such year and 60 per centum.

9 (3) If such first year for which such Federal share is
10 based on per capita income data for Alaska is any fiscal
11 year ending prior to July 1, 1962, the adjusted Federal
12 share for Alaska for such year for purposes of section 2 (b)
13 of the Vocational Rehabilitation Act shall, notwithstanding
14 the provisions of paragraph (3) (A) of such section 2 (b),
15 be the Federal share determined pursuant to paragraph (2)
16 of this subsection.

17 (4) Section 47 (c) of the Alaska Omnibus Act (Public
18 Law 86-70) is repealed.

19 (h) The amendment made by section 48 shall apply
20 only with respect to articles withdrawn as provided in section
21 309 (a) of the Tariff Act of 1930, as amended, on or after
22 the date of the enactment of this Act.

23 ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

24 SEC. 50. Until Congress shall provide for the govern-
25 ment of Palmyra Island, Midway Island, and Wake Island,

1 all executive and legislative authority necessary for the civil
2 administration of Palmyra Island, Midway Island and Wake
3 Island, and all judicial authority other than that contained in
4 the Act of June 15, 1950 (64 Stat. 217), as amended,
5 shall continue to be vested in such person or persons and
6 shall be exercised in such manner and through such agency
7 or agencies as the President of the United States may direct
8 or authorize. In the case of Palmyra Island, such person or
9 persons may confer upon the United States District Court
10 for the District of Hawaii such jurisdiction (in addition to
11 that contained in such Act of June 15, 1950), and such
12 judicial functions and duties as he or they may deem appro-
13 priate for the civil administration of such island.

14

OTHER SUBJECTS

15 SEC. 51. The amendment by this Act of certain statutes
16 by deleting therefrom specific references to Hawaii or such
17 phrases as "Territory of Hawaii" shall not be construed
18 to affect the applicability or inapplicability in or to Hawaii
19 of other statutes not so amended.

20

SEPARABILITY

21 SEC. 52. If any provision of this Act, or the applica-
22 tion thereof to any person or circumstances, is held invalid,

1 the remainder of this Act, and the application of such pro-
2 vision to other persons or circumstances, shall not be affected
3 thereby.

Passed the House of Representatives May 16, 1960.

Attest:

RALPH R. ROBERTS,

Clerk.

AN ACT

To amend certain laws of the United States in
light of the admission of the State of Hawaii
into the Union, and for other purposes.

MAY 17, 1960

Read twice and referred to the Committee on Interior
and Insular Affairs

June 21, 1966

S. 2757, with amendment, to supplement the Act of June 14, 1926, to permit any State to acquire certain public lands for recreational use (S. Rept. 1630)

The Interior and Insular Affairs Committee voted to report (but did not actually report) the following bills: p. D583

S. 3212, with amendment, to direct the Secretary of the Interior to convey certain public lands in Nevada to the county of Mineral;

S. 2959, to clarify the right of States to select certain public lands subject to any outstanding mineral lease or permit;

S. 2806, without amendment, to revise the boundaries of the Coronado National Memorial and to authorize the repair and maintenance of an access road thereto in Arizona; and

S. 2587, requiring Congressional approval for public land withdrawals in excess of 5,000 acres for facilities of any Government department.

12. WATER. The Interior and Insular Affairs Committee voted to report (but did not actually report) S. Res. 325, favoring continuation of studies on relative water resource and related development programs of the U. S. and Russia, and S. 3557, to expand and extend the saline water conversion research program. p. D582

Sen. Wiley urged enactment of legislation to "authorize the Secretary of the Interior to negotiate contracts with public-owned organizations for the use of saline water conversion plant facilities in order to further the research and demonstration programs now authorized." pp. 12500-1

13. TRANSPORTATION. The committee on the District of Columbia reported with amendments S. 3193, to aid in the development of a unified and integrated system of transportation for the National Capital region (S. Rept. 1631). p. 12576

14. HAWAII. The Interior and Insular Affairs Committee voted to report (but did not actually report) S. 3054, to amend certain laws of the U. S. in light of the admission of the State of Hawaii into the Union. p. D582

15. FOOD DISTRIBUTION. Sen. Keating commended and urged support for the Vice President's proposal to distribute surplus food through an agency of the United Nations. p. 12494

16. ELECTRIFICATION. The "Daily Digest" states that the Interior and Insular Affairs Committee "adopted a committee resolution requesting the Secretary of the Interior to suspend any action with regard to the sale or transmission of surplus dump power to the Pacific Gas and Electric Co. of California." p. D583

ITEMS IN APPENDIX

17. WATER POLLUTION. Rep. Martin inserted a statement by L. E. Burney, Surgeon General, U. S. Public Health Service, "Water Pollution Control and the National Health." pp. A5310-2
Reps. Blatnik and Boggs inserted reports submitted to the National Rivers and Harbors Congress on industrial and municipal water use and pollution abatement. pp. A5367-8, A5320-1

18. FARM LABOR. Extension of remarks of Rep. Gathings inserting a "rebuttal report" on the minority views of the proposed bill to extend and improve the Mexican farm labor program. pp. A5316-8

Extension of remarks of Rep. Gathings inserting an article, "Why All This Fuss About Braceros? -- Mexicans Are Happy to Get Jobs In the United States,

and U. S. Farmers Are Glad to Get Them -- But Nobody Can Agree On How the Bracero Law Should Be Administered." pp. A5327-8

19. SUGAR. Extension of remarks of Rep. Short stating that it is of "paramount importance that Congress make proper provision for the extension of the act (Sugar) before Congress adjourns," and that it is his hope that due consideration will be given to the merit of allowing sugar beet producers in the U. S. to expand their acreage as our domestic consumption increases. pp. A5324-5

BILLS INTRODUCED

20. CONTRACTS. H. R. 12743, by Rep. Cunningham, to prescribe policy and procedure in connection with construction contracts made by executive agencies; to Judiciary Committee.
21. SPECIAL MILK. H. R. 12750, by Rep. Roosevelt, to authorize an appropriation for the special milk program for children for the fiscal years 1962 and 1963; to Agriculture Committee.
22. ANIMAL RESEARCH. H. R. 12757, by Rep. Oliver, to provide for the humane treatment of animals used in experiment and tests by recipients of grants from the United States and by agencies and instrumentalities of the U. S. Government; to Interstate and Foreign Commerce Committee.
23. FARM LABOR. H. R. 12759, by Rep. Sisk, to amend title V of the Agricultural Act of 1949, as amended; to Agriculture Committee.

-0-

COMMITTEE HEARINGS ANNOUNCEMENTS:

June 22: Sugar legislation, H. Agriculture (Secretary of State Herter, and Myers, CSS, to testify).

Temporary exemptions from humane slaughter regulations, H. Agriculture.

Patents for plant discovery or reproduction, H. Judiciary.

FTC report on food marketing, S. Small Business.

Safety standards for Government-operated vehicles, S. Commerce.

oOo

June 24, 1960

22. RECREATION FACILITIES. The Public Works Committee reported with amendment S. 3260, to authorize the Secretary of the Army to modify certain leases entered into for the provisions of recreation facilities in reservoir areas (S. Rept. 1724). p. 13095
23. FOREST ROADS. The Public Works Committee reported with amendment H. R. 10495, to authorize appropriations for the fiscal years 1962 and 1963 for the construction of highways, including authorization for the construction of forest highways and forest development roads and trails (S. Rept. 1725). p. 13095
24. RYUKYU ISLANDS. The Armed Services Committee reported with amendments H. R. 1157, to provide for promotion of the economic and social development in the Ryukyu Islands (S. Rept. 1738). p. 13096
25. FINANCE; U. S. OBLIGATIONS. The Banking and Currency Committee reported without amendment S. 3702, to extend for 2 years the authority of Federal Reserve Banks to purchase U. S. obligations directly from the Treasury (S. Rept. 1739). p. 13096
26. HAWAII. The Interior and Insular Affairs Committee reported with amendments H. R. 11602, to amend certain laws of the U. S. in light of the admission of Hawaii into the Union (S. Rept. 1681). p. 13095
27. LANDS. The Interior and Insular Affairs Committee reported with amendment S. 2959, to clarify the right of States to select certain public lands subject to any outstanding mineral lease or permit (S. Rept. 1726); and with amendment S. 3212, to direct the Secretary of the Interior to convey certain public lands in Nevada to the county of Mineral (S. Rept. 1727). p. 13095
Received from the Defense Department a proposed bill to provide for the withdrawal of certain public lands 40 miles east of Fairbanks, Alaska, for use by the Army for a Nike range; to Interior and Insular Affairs Committee. p. 13094
28. TRANSPORTATION. The Interstate and Foreign Commerce Committee reported with amendments H. R. 5068, to amend the Shipping Act of 1916 so as to provide for licensing of independent foreign freight forwarders (S. Rept. 1682). p. 13095
29. MILITARY CONSTRUCTION APPROPRIATION BILL, 1961. The Appropriations Committee reported with amendments this bill, H. R. 12231 (S. Rept. 1684). p. 13095
30. TRADEMARKS. The Judiciary Committee reported with amendments S. 2429, to modify the laws relating to the registration and protection of trademarks used in commerce and to carry out provisions of international conventions (S. Rept. 1685). p. 13095
31. PUBLIC WORKS. The Judiciary Committee reported without amendment S. J. Res. 202, providing for the designation of the week commencing Oct. 2, 1960, as National Public Works Week (S. Rept. 1687). p. 13095
32. PROPERTY. The Public Works Committee reported without amendment H. R. 11522, to permit certain real property of the U. S. to be conveyed to States, municipalities, and other political subdivisions for highway purposes (S. Rept. 1722). p. 13095
33. SALINE WATER. Passed as reported S. 3557, to extend and expand the saline water conversion program of the Department of the Interior. pp. 13142-5

34. WATER RESOURCES; INTERNATIONAL DAM. Passed as reported H. R. 12263, to authorize conclusion of an agreement for the joint construction by the U. S. and Mexico of a major international storage dam on the Rio Grande. pp. 13145-6
35. EDUCATION; LAND-GRANT COLLEGES. Passed without amendment S. 3450, to amend section 22 (relating to the endowment and support of colleges of agriculture and mechanic arts) of the Act of June 29, 1935, to increase the authorized appropriation for resident teaching grants to land-grant institutions. pp. 13154-6
36. SMALL BUSINESS. The Banking and Currency Committee voted to report (but did not actually report) S. 3689, to amend the Small Business Act so as to assure small business a share of defense contracts and to establish a system of grants for research and counseling of small business. p. D607
37. MIGRATORY FARM LABOR. Subcommittees of the Labor and Public Welfare Committee approved for full committee consideration the following bills: p. D608
S. 2864, with amendment, to provide Federal payments to assist in providing improved educational opportunities for children of migrant agricultural workers;
S. 2865, to provide Federal grants for adult education for migrant agricultural workers;
S. 1778, (amended version), to provide for the registration of crew leaders in interstate agricultural employment;
S. 2498 (amended version), to provide for the registration of contracts of migrant agricultural workers.
38. HOUSING. Sen. Clark inserted an editorial, "Housing Crazy Quilt," and his letter commenting on the editorial, discussing proposed housing legislation, including the VA direct and guaranteed housing programs. pp. 13107-8
39. NATURAL RESOURCES. Sen. Kennedy urged greater development of our natural resources, including the national forests, water resources, and mineral resources, and stated that "we must modernize the administration of our resource development by bringing together programs which are now often scattered through dozens of different agencies." pp. 13119-21
40. FARM PROGRAM. Sen. Wiley inserted resolutions adopted by the Wisconsin Federation of Women's Clubs on various subjects, including sanitation of milk, meat inspection, and food additives. pp. 13124-6
41. LEGISLATIVE PROGRAM. Sen. Long announced that the following bills will be considered Mon., June 27: S. 3275, extension of veterans' loan program, and H. R. 4601, to limit to national security cases the prohibition on payment of annuities to retired employees. p. 13180
42. ADJOURNED until Mon., June 27. pp. 13181-2

HOUSE - JUNE 25

43. ACREAGE ALLOTMENTS. Passed without amendment S. 3117, to treat all basic agricultural commodities alike with respect to the cost of remeasuring acreage allotments (p. 13281). This bill will now be sent to the President. A similar House bill, H. R. 12420, was laid on the table.
44. COLOR ADDITIVES. Passed with amendments H. R. 7624, to protect the public health by amending the Federal Food, Drug, and Cosmetic Act so as to authorize the use

Calendar No. 1751

86TH CONGRESS }
2d Session }

SENATE }

REPORT
No. 1681

HAWAII OMNIBUS BILL

JUNE 24, 1960.—Ordered to be printed

Mr. LONG of Hawaii, from the Committee on Interior and Insular Affairs, submitted the following

R E P O R T

[To accompany H.R. 11602]

The Committee on Interior and Insular Affairs, to whom was referred the bill (H.R. 11602) to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes, having considered the same, report favorably thereon with amendments and recommend that the bill, as amended, do pass.

Public hearings were held on the Senate companion bill, S. 3054, introduced by the chairman of the committee, Senator James E. Murray of Montana, for himself and 10 other Senators, all of whom are members of the committee, of both political parties.

Committee action in amending and reporting favorably H.R. 11602 was unanimous.

PURPOSE OF MEASURE

H.R. 11602 is the Hawaii omnibus bill, a measure necessary to make complete and perfect the admission of Hawaii into the Union on a free and equal footing with the other 49 States. It amends a number of acts of Congress, some merely technically, such as changing the phraseology in a statute from "Territory of Hawaii" to "State of Hawaii." Other Federal laws are amended substantively, primarily to equalize Federal activities in the new State, especially with respect to grants-in-aid programs.

A similar omnibus bill, gathering up the loose ends, so to speak, of transition from territorial status to statehood was enacted with respect to Alaska last year in the first session of this Congress (Public Law 86-70).

BACKGROUND

H.R. 11602 and its Senate companion measure, S. 3054, were drafted by the Bureau of the Budget in consultation with all of the agencies of the executive branch of the Government, and the resulting bills were submitted in draft form to the President of the Senate and the Speaker of the House by executive communication, the text of which is set forth below.

At the request of Chairman Murray, Senator Henry M. Jackson of Washington conducted the public hearings on the measure and presided over executive sessions of the committee. Senator Jackson, as chairman of the Territories Subcommittee in the 85th and 86th Congress, had been a leader in bringing about statehood for both Alaska and Hawaii, and had extensive, firsthand knowledge both of the Statehood Act and of conditions in Hawaii as a Territory.

Sponsors of the Senate bill, in addition to Senator Murray, were Senators Allott, Carroll, Church, Goldwater, Gruening, Kuchel, Martin, and Moss, as well as both of the new Senators from Hawaii, Senators Fong and Long.

The House measure, H.R. 11602, was sponsored by Congressman Daniel K. Inouye of Hawaii after House committee hearings on five predecessor bills, and was reported by Congressman Leo O'Brien of New York, veteran chairman of the House Territories Subcommittee and a leader in the statehood action.

COMMITTEE AMENDMENTS

As stated, the committee held hearings on the administration bill, S. 3054, prior to passage by the House of H.R. 11602. The principal change from the Bureau of the Budget's draft was adoption of a new subsection, subsection (e) to section 15 of the bill as passed by the House the "education" section. This new subsection would place Hawaii on a basis of equality with all of the other States by extending to it the benefits of the Morrill Act of 1862 (12 Stat. 503; 7 U.S.C. 301-308) for aid to higher education.

The draft bill contained four provisions which were omitted in H.R. 11602, as passed by the House. The section proposing amendments to the Sugar Act of 1948 was omitted in view of the fact that the Agriculture Committee is now considering various changes in this act and will be in a better position than is the Committee on Interior and Insular Affairs to evaluate the various problems which may be involved in the Bureau of the Budget's proposed section 3.

Subsection (d) of section 15, as proposed by the Bureau of the Budget, which relates to parole and the Federal Youth Corrections Act, also was omitted. Between the time the bill was drafted and the time it was considered by the committee, the President issued the Executive order referred to in the subsection, thus making its enactment unnecessary.

Two other sections (secs. 36 and 40 of the original draft of bill) which relate to the operation of railroads in Hawaii and the jurisdiction of the Interstate Commerce Commission were omitted at the request of the Budget Bureau and the Commission. The latter is proposing a reexamination of its position with respect to the matters

covered by these sections and will, if it is determined to be appropriate, recommend legislation at a later date.

The changes from the House-passed bill made by the Senate committee are two:

(1) Deletion of the Small Business Investment Act section, section 8, because of enactment of Public Law 502 of this Congress dealing with the subject more comprehensively; and,

(2) Deletion of section 48, amending the Tariff Act of 1930, subsection (h) of section 49 respecting its effective date. The Tariff Act amendment was not in the administration's draft and, since approval by the House of H.R. 11602, the substance of the proposed amendment has been incorporated in a bill, H.R. 11748, by the Senate Finance Committee and approved by the Senate.

Except for these amendments, which under the circumstances are technical, the bill reported by the committee is identical with the House-approved bill.

PRINCIPAL PROVISIONS

An explanation of all of the provisions of H.R. 11602 are set forth in the section-by-section analysis of this report. However, some of the more important are discussed in the following paragraphs.

Land-grant college aid

Subsection (e) of section 14 of the reported bill authorizes an appropriation to the State of Hawaii to be held and used subject to the terms of the (first) Morrill Act of July 2, 1862. That act granted certain public lands (30,000 acres for each Senator and Representative in the Congress) to each State, or, in lieu of actual land, an equivalent amount of land scrip which might be sold to persons wishing to purchase lands in the Federal domain. Funds derived from these grants were dedicated to the support of State colleges whose leading objective is to teach branches of learning related to agriculture and mechanic arts "without exclusion to other scientific and classical studies." Until now, Hawaii has been the only State not to receive a grant under the first Morrill Act or under legislation in lieu thereof.

It was recognized that a literal application of the Morrill Act of 1862 was not feasible in 1960. The Federal Government does not have in Hawaii public lands appropriate for the purposes of the Morrill Act. Use of land scrip was discontinued long ago. Therefore, it was determined that the only feasible way to carry out the intent of the Morrill Act was to authorize a grant of money instead of land.

There was some difference of opinion as to the size of the grant. Senators Oren Long and Hiram Fong proposed that the grant be set at \$10 million. They noted the unusually high value of land in Hawaii, and also pointed out that in a number of other States, the current value of land grant funds, including the value of unsold acreage, equals or exceeds \$10 million. After prolonged consideration, the committee voted to authorize an appropriation of \$6 million—the identical sum approved by the House of Representatives.

Under the terms of the Morrill Act, made applicable by section 14(e) of this bill, moneys appropriated to the State of Hawaii must be safely invested so that the principal will remain forever unim-

paired, yielding an annual return for the support of the agricultural and mechanic arts college (or colleges) of the State. No more than 10 percent of the principal may be used to purchase land for campus building sites or experimental farms. Income derived from the principal may be used for any expenses of the college, whether or not incurred in teaching agriculture or mechanic arts, except for the construction and repair of buildings. (It should be noted that the Morrill Act of 1890 provides annual grants to each State primarily for instruction in these two fields. Under the 1890 Morrill Act, with which this legislation is not concerned, funds received by the States cannot be used to support courses in foreign languages, government, history, ethics, logic, military science, psychology, and certain other fields. There is no such restriction under the Morrill Act of 1862.)

Lands and records

Section 40 is intended to assure uniformity in the reporting procedure prescribed in section 5(e) of the Hawaii Admission Act. This subsection provided that all Federal agencies having control over land and property in Hawaii which is retained by the United States under the terms of the act shall report to the President on their continued need therefor and that such land and property as the President determines is no longer needed for Federal use shall be conveyed to the State of Hawaii.

The committee considered possible interpretations of section 5(e) of the Hawaii Statehood Act of 1959. No interpretation is offered at this time. The sense of the committee is that the factors involved are too complex to be considered within the time available and require independent consideration at a later date.

Section 42 is a clarifying amendment to section 5(b) of the Hawaii Admission Act to make certain that it is in line with section 4 of the same act. The latter refers to "available land" under the Hawaiian Homes Commission Act, where the quoted term is defined. Section 5(b), on the other hand, refers to "public lands." Although it is believed that the latter term is comprehensive enough to include the former, all possibility of doubt concerning the extent of the grant made by section 5(b) will be removed by the amendment.

Section 44 will assist the courts and administrative agencies of the State of Hawaii in performing their functions by transferring to them records, papers, and other materials accumulated by the United States and the Territory of Hawaii in connection with functions which have been transferred to the new State.

Equalized treatment

Of those sections of the bill which will put the conduct of Federal activities in Hawaii on a par with their conduct elsewhere, the most important are those which revise the method for computing various Federal grants-in-aid in Hawaii. These include the sections dealing with the Defense Education Act (sec. 15(a)), the Smith-Hughes Vocational Education Act (sec. 15(b)), the Impacted Areas Act (sec. 15(c)), the Interstate and Defense Highways Act (sec. 18), the Vocational Rehabilitation Act (sec. 21), the Water Pollution Control Act (sec. 24), the Public Health Service Act (sec. 30(d)), and the Social Security Act, including its provisions for old-age assistance, aid to dependent children, aid to the blind, aid to the permanently

and totally disabled, and child welfare services (sec. 31). Heretofore, these grants have been computed in a different manner for Hawaii from the way in which they are computed elsewhere. Under H.R. 11602, the method of allocation will become uniform. The dates upon which the new allocation formulas become effective are prescribed in section 49. The Small Reclamation Projects Act is made applicable to Hawaii as a Western State by section 31.

MAINTENANCE OF EXISTING ARRANGEMENTS

In a few instances it has been found desirable, notwithstanding Hawaii's admission to statehood, to maintain existing arrangements in Hawaii or between Hawaii and the mainland which differ from those in or between the other States. These cases do not affect the "equal footing" doctrine, but grow out either of Hawaii's geographical location or of historical developments which cannot be ignored. The partial exemption from the Federal transportation tax which travelers to and from Hawaii have heretofore enjoyed is continued by section 18(a) of the reported bill; the power of officers of the Coast and Geodetic Survey to act as notaries public outside the continental United States is retained by section 24; provision is made in section 29(b) for continuation of the present arrangements for treatment of lepers, in appropriate cases, in Hawaii instead of at Carville, La.; provision is likewise made in section 36 for maintenance (at least until the Federal Communications Commission reviews the matter thoroughly) of the treatment of telegraphic operations between the mainland and Hawaii as international rather than domestic in character; the provisions of section 91 of the Hawaiian Organic Act respecting payment into the treasury of the Territory of rentals received for certain properties will remain in force for the State until 1964 under section 42; and the existing arrangements for purchases by the State of Hawaii through, and its utilization of space controlled by, the General Services Administration are continued until 1964 by section 44.

COST

The added costs to the Federal Government involved in H.R. 11602 will arise principally in connection with sections 14(e) and 30(a). Section 14(e) authorizes the appropriation of \$6 million for payment to the State of Hawaii for the same uses as under the Morrill Act of July 2, 1862. Section 30(a) eliminates unequal treatment for Hawaii so that henceforth the determination of its Federal percentage of public assistance grants will be based on relative per capita income as in other States. These are "open-ended" grants and will result in Hawaii receiving about \$215,000 a year more in Federal funds for assistance to the aged, dependent children, blind, and disabled than it now does. Very small increases in cost, a total of less than \$10,000 annually, are also provided in section 14(g).

SECTION-BY-SECTION ANALYSIS

The following analysis of the bill, section by section, which was furnished by the Bureau of the Budget with its original draft of bill, has been modified only to the extent necessary to make it correspond to the provisions of H.R. 11602, as reported.

SHORT TITLE

Section 1 provides that the act may be cited as the Hawaii Omnibus Act.

PRINTING OUTSIDE UNITED STATES

Section 2 would amend the law which authorizes the Secretary of State, notwithstanding the limitations contained in an 1895 statute, to provide for printing and binding outside the "continental United States" (5 U.S.C. 170g). To remove ambiguity, such phrase would be amended to refer instead to the "States of the United States and the District of Columbia." The 1895 statute (44 U.S.C. 111), requires, with exceptions not now pertinent, that printing for the U.S. Government be done at the Government Printing Office.

SOIL BANK ACT

Section 3 would amend section 113 of the Soil Bank Act (7 U.S.C. 1837), so that henceforth the States of Hawaii and Alaska would be accorded the treatment received by other States under the Conservation Reserve Program. Section 5 of the Alaska Omnibus Act perpetuated the special treatment which Alaska had received as a Territory, so that under the terms of that section, the program applied to the State of Alaska (and to the Territory of Hawaii), only if the Secretary of Agriculture determined that the national interest required it. Section 3 of the Hawaii omnibus legislation proposes to treat both Alaska and Hawaii in the same manner as the other States, and the application of the program to those areas would not be dependent upon a determination by the Secretary of Agriculture.

ARMED FORCES

Section 4 would provide perfecting amendments to title 10 of the United States Code. Subsection (a) amends the definition of the term "Territory" to delete the existing reference to Hawaii. Subsection (b) would amend two definitions in article 2 of the Uniform Code of Military Justice to delete references to "the main group of the Hawaiian Islands." Such references are unnecessary with Hawaii's admission because Hawaii is now a part of the United States. Subsection (c) strikes the special and now unnecessary reference to Hawaii in a section which comprehends all of the States. Subsection (d) deletes authority by which sea transportation may be made available to "Officers and employees of the Territory of Hawaii."

HOME LOAN BANK BOARD

Section 5 would provide perfecting amendments to two statutes administered by the Federal Home Loan Bank Board. The Federal Home Loan Bank Act and the Home Owners' Loan Act of 1933 would each be amended by striking references to Hawaii as a Territory. The sections to be amended are codified at 12 U.S.C. 1422(3) and 1466, respectively.

NATIONAL HOUSING ACT

Section 6 provides perfecting amendments to certain sections of the National Housing Act. The sections, which are codified at 12 U.S.C. 1706d, 1707(d), 1713(a)(7), 1736(d), 17471(q), and 1748(g), would all be amended to remove superfluous references to Hawaii.

SECURITIES AND EXCHANGE COMMISSION

Section 7 provides amendments to certain statutes administered by the Securities and Exchange Commission. The amendments are perfecting only, merely removing unnecessary references to Hawaii in definitions of the term "State," except for the amendment to section 6(a)(1) of the Investment Company Act of 1940. Such amendment relates to the provision in the Investment Company Act which provides an exemption from the provisions of the act to companies organized under the laws of the territories or possessions which confine offerings of their securities to residents of such territories or possessions. The effect of the amendment would be to remove Hawaii from the areas (all of which are territories or possessions) to which the special exemption applies, and to accord to Hawaii the same treatment as the other States receive. The sections to be amended are codified at 15 U.S.C. 77b(6), 78c(a)(16), 80a-2(a)(37), 80a-6(a)(1), and 80b-2(a)(18).

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

Subsection (a) of section 8 of the bill as reported would amend the section of the Soil Conservation and Domestic Allotment Act, codified at 16 U.S.C. 590h(b), which relates to the Secretary of Agriculture's utilization of elected county committees in administering the act. In the Territory of Hawaii, county committees have been appointed rather than elected. The amendment would have the effect of extending to Hawaii the same elected committee system as applies elsewhere in the States. Alaska is excepted from the proposed new language in light of the provision contained in section 13(a) of the Alaska Omnibus Act, which was enacted in recognition of the fact that fewer committees are required in Alaska than elsewhere in the States because of Alaska's relatively small soil conservation program.

Subsection (b) would provide an amendment to section 17(a) of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590q(a)), to remove superfluous references to the Territory of Hawaii.

WATER STORAGE AND UTILIZATION

Section 9 amends the law by which the Federal Government assists the States and territories in providing facilities for water storage and utilization. The amendment is perfecting only, merely reflecting the new status of both Alaska and Hawaii. The section to be amended is codified at 16 U.S.C. 590r.

HAWAII OMNIBUS BILL

WILDLIFE RESTORATION

Section 10 provides a perfecting amendment to section 2 of the Wildlife Restoration Act (16 U.S.C. 669a), to remove the definition of the term "State." The term is defined by existing law to include the States and the territory of Hawaii.

FISHERY RESOURCES

Section 11 contains perfecting amendments to the statute, codified at 16 U.S.C. 758-758d, which authorizes the Secretary of the Interior to undertake, exploration, investigation, development, and maintenance projects for fishery resources in the Pacific. Inappropriate references to the "Territory" of Hawaii and to the "Hawaiian Islands" would be deleted or modified by the amendments.

FISH RESTORATION

Section 12 provides a perfecting amendment to section 2(d) of the Fish Restoration Act (16 U.S.C. 777a(d)), to remove the definition of the term "State." The term is defined by existing law to include the States and the territory of Hawaii.

CRIMINAL CODE

Subsection (a) of section 13 amends the definition of the term "United States" for purposes of provisions of the Criminal Code relating to narcotics by deleting superfluous references to the territories of Alaska and Hawaii.

Subsections (b) and (c) amend the Federal Youth Corrections Act and a 1958 statute (18 U.S.C. 4208, 4209), relating to parole to make them applicable in the U.S. District Court for the District of Hawaii, which court came into being upon the admission of Hawaii.

EDUCATION

Defense Education Act

Subsection (a) of section 14 of the reported bill amends section 103(a), paragraphs (2) and (3) of section 302(a), and section 1008 of the National Defense Education Act of 1958 (20 U.S.C. 403, 442, 588), so as to eliminate the special treatment of Hawaii. The amendments to paragraphs (2) and (3) of section 302(a) would provide for treating Hawaii the same as the States in the continental United States so that the per capita income of each State would be compared with the per capita income of the continental United States and Hawaii for purposes of determining the allocation of funds to the States for acquisition of math, science, or modern foreign language equipment. The amendments to sections 103(a) and 1008 would put Hawaii on the same basis as the other States for purposes of allocations to Hawaii of funds for the acquisition of such equipment, funds for State programs of expansion or improvement of public school supervisory services in mathematics, science, or modern foreign languages and funds for counseling and guidance testing programs.

These amendments would, under section 49 of the bill, be effective in the case of allotments for acquisition of equipment based on allot-

ment ratios which are promulgated after August 21, 1959, the date Hawaii was admitted into the Union as a State. They would be effective in the case of allotments for State programs of expansion or improvement of supervisory services, or for counseling and guidance and testing programs, for fiscal years beginning after Hawaii was admitted.

Vocational education

Subsection (b) of section 14 would repeal section 4 of the act of March 10, 1924 (20 U.S.C. 29), which extended the benefits of the Smith-Hughes vocational education law to Hawaii. With the advent of statehood, Hawaii would be entitled to those benefits anyway. Section 4 also authorized a separate appropriation of \$30,000 annually for this purpose.

Subsection (b) would, in addition, amend sections 2 and 4 of the Smith-Hughes vocational education law (20 U.S.C. 12, 14). These sections provide for allotments to the States for salaries of teachers and supervisors of agricultural subjects and for teacher-training in agriculture, trades, and industries, and home economics, respectively. Both sections include separate appropriations for a \$10,000 minimum allotment provided for the States. The amounts appropriated for the purpose of paying these minimums (\$27,000 and \$98,500, respectively) would be insufficient to provide the minimums for Hawaii as well as the other States, and hence they would be increased by the bill to \$28,500 and \$105,200, respectively.

These amendments would be applicable for fiscal years beginning after Hawaii was admitted into the Union as a State.

Subsection (b) also amends the Vocational Education Act of 1946 to eliminate from the definitions of "State" and "States and Territories" the specific mention of Hawaii (20 U.S.C. 15i, 15jj, and 15ggg). These are purely technical amendments having no substantive effect.

School construction assistance in federally affected areas

Subsection (c) of section 14 of the bill amends paragraph (13) of section 15 of Public Law 815 (81st Cong.), as amended (20 U.S.C. 645), which defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

School operation assistance in federally affected areas

Subsection (d) of section 14 of the bill amends section 3(d) of Public Law 874 (81st Cong.), as amended (20 U.S.C. 238). This section of the law sets forth the method of determining the local contribution rate used in computing the amount of the payments to local school districts on account of federally connected children attending their schools. The determination of the rate for the territories and possessions, including Hawaii, and for States with substantial unorganized territory for which a State agency is the local educational agency is, however, separately provided for, with the Commissioner of Education authorized to make the determination consistently with the policies and principles provided for the determination of the rate in the case of school districts in other States.

The amendments to this section of the law would eliminate the specific mention of Hawaii as one of the "States" to which the special

provision applies, but would make the special provision applicable also to any State in which there is only one local educational agency. This would include Hawaii at present. These amendments would also specifically include Hawaii along with the 49 other States and the District of Columbia for purposes of determining the average per pupil expenditure therein, which is used, in turn, in determining the minimum local contribution rate.

These amendments would be applicable for fiscal years beginning after Hawaii was admitted into the Union as a State.

This subsection also amends paragraph (8) of section 9 of Public Law 874 (20 U.S.C., sec. 244), which defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

Land-grant college aid

Subsection (e) of section 14 of the bill would authorize the appropriation of \$6 million to the State of Hawaii to be held and used subject to the terms of the Morrill Act of July 2, 1862. That act granted certain public lands to the States and provided that the proceeds from the sale and use of the granted lands be used for the endowment, support, and maintenance of colleges whose leading objective is to teach subjects related to agriculture and mechanic arts. Under the terms of the Morrill Act, the amount granted to the State of Hawaii would have to be safely invested by the State so that the principal will remain forever unimpaired.

IMPORTATION OF MILK AND CREAM

The act of February 15, 1927, as amended by the Alaska Omnibus Act, now applies to importation of milk and cream into the continental United States, including Alaska. Section 15 of the bill would, effective on the date of enactment of this legislation, make this law applicable also to importation of milk and cream into Hawaii. The section to be amended is codified at 21 U.S.C. 149(b).

OPIUM POPPY CONTROL

Section 16 would provide a perfecting amendment to section 12 of the Opium Poppy Control Act of 1942 (21 U.S.C. 188k). It would strike a superfluous reference to the territory of Hawaii.

HIGHWAYS

Section 17 provides amendments to the highway laws. Subsection (a) amends the definition of the term "State" to reflect Hawaii's admission. Subsection (b) repeals two subsections applicable solely to Hawaii which provide, first, that the system of highways on which funds are to be expended in Hawaii shall be agreed upon by the Secretary of Commerce and the Governor of the territory; and secondly, that the Secretary is to give preference in Hawaii to projects which will expedite the completion of highways for the national defense or which will connect seaports with units of national parks.

Subsection (c) extends to Hawaii and Alaska the National System of Interstate and Defense Highways, and the succeeding subsections implement that extension with respect to Hawaii. Subsection (d) pro-

vides for the apportionment to Hawaii of the sum of \$12,375,000 for the fiscal year 1962. This sum results from applying to Hawaii for the fiscal year 1962 the formula (set forth at 23 U.S.C., sec. 104(b)), which was used in fiscal years 1957 through 1959 in apportioning interstate funds to the States. For purposes of Hawaii, that formula has been applied to the amount estimated to be available for the Interstate System for fiscal year 1962, after an estimated deduction of 1 percent for administrative purposes has been made. In fiscal years subsequent to 1962, Hawaii would receive apportionments under the formula (23 U.S.C. 104(d)(5)) which applies to the other States. Subsection (e) would amend 23 U.S.C., section 127, which relates to sizes and weights for vehicles using the Interstate System, so that in the case of Hawaii, laws or regulations in effect on February 1, 1960, rather than on July 1, 1956, would apply.

INTERNAL REVENUE

Section 18 contains amendments to the Internal Revenue Code of 1954. All, except for that contained in subsection (a), are perfecting in nature, merely removing references to Hawaii which are now superfluous. Subsection (a) relates to the definition of the term "continental United States" for purposes of the transportation tax. As originally enacted, the term was defined to mean "the existing 48 States and the District of Columbia." Both Alaska and Hawaii were excluded under that definition, and consequently a partial exemption from the transportation tax applied to travel to and from those two areas. Alaska's exclusion from "the continental United States," notwithstanding statehood, was preserved by section 22(b) of the Alaska Omnibus Act, which amended the definition to mean "the District of Columbia and the States other than Alaska." Subsection (a) of this section would preserve the same status for Hawaii, and the arguments for maintaining the existing exemption, which were accepted by the Congress in connection with the Alaska Omnibus legislation, are equally compelling in the case of Hawaii.

The Treasury Department considers that it would be contrary to the intent of the Congress, as expressed in 1956, to remove this partial exemption. The exemption was inserted in the law in 1956 in recognition of the fact that Hawaii is far removed from the States and that transportation between the States and Hawaii involves travel over the high seas. When the exemption amendment was considered in the Senate in 1956, the possible effect of future statehood was discussed in a memorandum submitted by Senator Morse (Congressional Record, Mar. 29, 1956, p. 5212). His statement asserted that statehood should not change the exemption. On this basis, together with the legislative history of the Alaska Omnibus Act, the Treasury Department considers that the partial exemption continues, not withstanding Hawaii's admission to the Union. Enactment of subsection (a) would confirm legislatively this administrative position.

JUDICIARY

Section 19 contains amendments to a section of the judicial code and to a 1950 statute (48 U.S.C. 644a), both of which relate to the special jurisdiction of the U.S. District Court for the District of Hawaii with

respect to cases arising on particular Pacific islands. The amendment would strike the reference to Kure Island in each statute, inasmuch as Kure is a part of the State of Hawaii and therefore need not be and should not be specified in the law. Kure, then referred to as Ocean Island, was a part of the official list of the Hawaiian Islands compiled at the time of annexation (S. Doc. 16, 55th Cong., 3d sess., 1898), and it was included in the islands admitted as the new State (see sec. 2 of the Hawaiian Statehood Act).

VOCATIONAL REHABILITATION

Subsection (a) of section 20 of the bill amends section 11(g) of the Vocational Rehabilitation Act (29 U.S.C. 41). This section of the act defines the term "State." The amendment would eliminate the specific reference to Hawaii. This is a purely technical amendment.

Subsection (b) of this section of the bill amends subsections (h) and (i) of section 11 of the Vocational Rehabilitation Act. These subsections define the terms "allotment percentage" and "Federal share." The amendments would eliminate the special provisions under which the allotment percentage for Hawaii is set at 50 percent and the Federal share at 60 percent, and would provide for the determination of these to be made in accordance with the relative per capita income of Hawaii, as is done in the case of other States. The amendments would also provide that in determining the allotment percentages and Federal shares for the States, the relative per capita income of each State will be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

These amendments would be effective in the case of allotment percentages and Federal shares promulgated after August 21, 1959. (The present promulgation will be effective until July 1, 1961.) The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it. Also transferred to this bill (in sec. 49, relating to effective dates) are the provisions of the Alaska Omnibus Act which were designed to make more gradual the reduction, under the Vocational Rehabilitation Act, in the allotment percentage and Federal share for Alaska which resulted from treating Alaska fully as a State.

LABOR

Section 21 would provide perfecting amendments to three statutes administered by the Labor Department: the act establishing the U.S. Employment Service, the Fair Labor Standards Act, and the Welfare and Pension Plans Disclosure Act. The sections to be amended are codified at 29 U.S.C. 49b(b), 213(f), 217, and 302(a) (9), respectively. Subsections (a) and (b) delete obsolete references to Alaska and Hawaii; subsection (c) deletes an obsolete reference to the District Court for the Territory of Alaska; and subsection (d), which amends a law enacted after the Alaska Statehood Act, strikes a reference to Hawaii only.

NATIONAL GUARD

Section 22 would strike a reference to Hawaii in the definition of the term "Territory" for purposes of title 32, United States Code, relating to the National Guard.

WATER POLLUTION CONTROL ACT

Subsection (a) of section 23 of the bill amends section 5(h) of the Federal Water Pollution Control Act (33 U.S.C. 466d). This section defines the term "Federal share" which is used for determining the portion of the cost of the water pollution control program in each State which will be borne by the Federal Government. The amendments would eliminate the special treatment of Hawaii so that Hawaii would have its Federal share determined, as in the case of the other States, on the basis of its relative per capita income and so that, in determining the Federal shares for the States, the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

These amendments would be effective for promulgations of the Federal shares made after Hawaii is admitted. The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

Subsection (b) of this section of the bill amends section 11(d) of the Federal Water Pollution Control Act (33 U.S.C. 466j) which defines State, to eliminate the special mention of Hawaii. This is a purely technical amendment.

COAST AND GEODETIC SURVEY

Section 24 amends the act of August 3, 1956 (33 U.S.C. 875), so as to continue the authority of officers of the Coast and Geodetic Survey to serve as notaries public for personnel of the Survey serving in isolated areas outside the 48 States and the District of Columbia. With the admission of Alaska and Hawaii into the Union, designated officers of the Coast and Geodetic Survey are no longer authorized to exercise the power of notaries public in those areas. Frequently personnel serving outside the continental United States or in Alaska find it necessary to utilize the services of a notary public and are unable to do so without undue personal expense or disruption of the work of the party to which they are attached.

VETERANS' ADMINISTRATION

Subsection (a) of section 25 would amend the law which relates to the authority of the Administrator of Veterans' Affairs to provide hospital care and medical services abroad. The amendment would not change the law, but would merely recognize Hawaii's admission to the Union.

Subsection (b) relates to the authority of the Veterans' Administration under section 903(b) of title 38 (Public Law 85-857), to transport the bodies of veterans who have died in VA facilities. Existing law, as amended by the Alaska Omnibus Act, provides that (a) when a death occurs in the continental United States (including Alaska), transportation may be provided "to the place of burial in the United States (including Alaska)"; and (b) when a death occurs in a Territory, Commonwealth, or possession, transportation may be provided to the place of burial within such Territory, Commonwealth, or possession. Under existing law, therefore, no explicit provision is included for the transportation of deceased veterans from Hawaii to the other States. Similarly, there is no explicit provision for the transportation of deceased veterans from the other States to Hawaii. Moreover, doubt exists whether authority now exists to transport bodies within Hawaii. Subsection (b) of the proposed bill would confer these three powers on the Administrator, and in so doing would remove the statutory distinctions between Hawaii and the other States. The term "continental United States," as used in the amendment carried in subsection (b), includes Alaska, since section 48 of the Alaska Omnibus Act makes clear that in any law enacted after the Alaska Omnibus Act, the term "continental United States" means the 49 States and the District of Columbia, unless otherwise expressly provided.

Subsection (c) is a perfecting amendment only, to remove an unnecessary reference to Hawaii in the definition of the term "State."

DAVIS-BACON ACT

Section 26 strikes out superfluous reference to the Territories of Alaska and Hawaii in the Davis-Bacon Act (40 U.S.C. 276a), which relates to wage rates on certain public projects.

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

Section 27 provides perfecting amendments to the Federal Property and Administrative Services Act of 1949, as amended. By removing references to the continental United States, the first three would have the effect of providing the same treatment for Hawaii as the other States receive. The fourth removes an unnecessary reference to Hawaii in the definition of the term "State." The sections to be amended are codified, respectively at 40 U.S.C. 472(f), 491(j), 514(c), and 522(a).

BUY AMERICAN ACT

Section 28 amends the Buy American Act to remove Hawaii from the definition of the terms "public use," "public building," and "public work". The act will continue to apply to Federal activities in Hawaii, but will not apply to acquisitions by the State of Hawaii. The section to be amended is codified at 41 U.S.C. 10c(b). A similar amendment in the case of Alaska is contained in section 43 of the Alaska Omnibus Act.

PUBLIC HEALTH SERVICE ACT

Subsection (a) of section 29 of the bill amends section 2(f) of the Public Health Service Act (42 U.S.C. 201), which defines the term "State" for purposes of the act. This is a purely technical amendment eliminating the specific inclusion of Hawaii as a State.

Subsection (b) amends section 331 of the Public Health Service Act (42 U.S.C. 255), which relates to treatment of persons afflicted with leprosy. Generally, all such persons are treated at the Carville, La., Leprosarium. However, provision is made for payments from Public Health Service appropriations to Hawaii (when authorized by the appropriations) to enable the latter to provide such care at its own facilities. Subsection (b) of the bill would continue this special provision and merely makes technical amendments to section 331.

Subsection (c) amends section 361 of the Public Health Service Act (42 U.S.C. 264), relating to apprehension and detention of individuals with communicable disease who may be coming into one of the States or a possession from a foreign country, Hawaii, or a possession. The amendment would make this inapplicable to persons coming from Hawaii, thereby equating Hawaii to the other States insofar as the foreign quarantine provisions are concerned.

Subsection (d) amends section 631(a) of the Public Health Service Act (42 U.S.C. 291i). This section describes the method of determining allotment percentages which are used in the allocation of the appropriations for hospital and medical service facilities construction under title VI of the Public Health Service Act. They are also used in connection with determining the Federal share of the cost of construction. The amendments would eliminate the special treatment for Hawaii so that it would have its percentage based, as in the case of the other States, on its relative per capita income. The amendments would also provide that in determining the allotment percentages of the States, the per capita income of each State will be compared with the per capita of the 50 States (including Hawaii) and the District of Columbia. The Federal share of Hawaii would also be determined in the manner provided for the other States.

These amendments would be applicable in the case of promulgations of allotment percentages and Federal shares made after Hawaii's admission into the Union as a State. The provisions relating to computations made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

This subsection also amends section 631(d) of the Public Health Service Act, which defines the term "States," to eliminate the specific reference to Hawaii. This is a purely technical amendment.

SOCIAL SECURITY ACT

Subsection (a) of section 30 of the bill amends section 1101(a) (8) of the Social Security Act (42 U.S.C. 1301). This section defines the term "Federal percentage" which is used in determining the portion

of the expenditures in each State for old-age assistance, aid to dependent children, aid to the blind, or aid to the permanently and totally disabled which will be borne by the Federal Government. The amendments would eliminate the special treatment for Hawaii so that it would have the determination of its Federal percentage made, as in the case of the other States, on the basis of its relative per capita income and so that, in determining the Federal percentages for the States, the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia.

The amendments to section 1101(a)(8) of the Social Security Act, basing its Federal percentage on its relative per capita income, would be effective for calendar quarters beginning with the calendar quarter in which the bill is enacted. The others would be effective for promulgations of the Federal percentages made after Hawaii's admission into the Union as a State.

Subsection (b) amends section 524 of the Social Security Act (42 U.S.C. 724). This section defines the terms "allotment percentage" and "Federal share" for purposes of determining the allocation of the appropriations for child welfare services under part 3 of title V of the Social Security Act among the States and the portion of the expenditures for this purpose in each State which will be borne by the Federal Government.

The amendments would provide for treating Hawaii the same as the States in the continental United States so that the per capita income of each State would be compared with the per capita income of the 50 States (including Hawaii) and the District of Columbia for purposes of determining the Federal percentages and Federal shares for the States.

The amendments made by this subsection of the bill would be effective for promulgations of allotment percentages and Federal shares made after Hawaii was admitted into the Union as a State.

The provisions relating to computations (of allotment percentages and Federal percentages), under sections 524 and 1101(a)(8) of the Social Security Act, made before per capita income data for a full 3 years are available for Alaska have been transferred from the Alaska Omnibus Act (Public Law 86-70) to this bill and the amendments made by it.

Subsection (c) of this section of the bill amends the last sentence of section 202(i) of the Social Security Act (42 U.S.C. 402). This section of the act provides for lump-sum payments in certain cases of death of an individual insured under the old-age, survivors, and disability insurance program. The application for such payments must be filed within 2 years of the date of death, except that, in the case of the death outside the 49 States and the District of Columbia of a member of the Armed Forces (including commissioned officers of the Public Health Service and the Coast and Geodetic Survey) who is "returned" to any of the 49 States, the District, or any U.S. territory or possession for interment or reinterment, the 2-year period begins with such interment or reinterment. This special treatment would no longer be provided in case of deaths in Hawaii. It should be noted that the 2 years may be extended for as much as an additional 2

years if good cause for the failure to file within the initial 2-year period is shown.

These amendments would be effective in the case of deaths occurring on or after the date of Hawaii's admission into the Union as a State.

This subsection of the bill also amends subsections (h) and (i) of section 210 of the Social Security Act (42 U.S.C. 410), which define "State" and "United States" for purposes of the old-age, survivors, and disability insurance program. These are purely technical amendments eliminating the specific inclusion of Hawaii in these terms.

Subsection (d) of this section of the bill amends paragraphs (1) and (2) of section 1101(a) of the Social Security Act (42 U.S.C. 1301), which define "State" and "United States" for purposes of the act. These are also purely technical amendments eliminating the specific inclusion of Hawaii in these terms.

Subsections (e) and (f) contain technical amendments to section 218 of the Social Security Act (42 U.S.C. 418), relating to voluntary agreements for coverage of State and local employees. The amendments would remove references to Hawaii as a territory.

Subsection (g) removes superfluous references to Alaska and Hawaii in a definition of the term "State" (42 U.S.C. 1361(a)).

SMALL RECLAMATION PROJECTS

Section 31 would extend to Hawaii the provisions of the Small Reclamation Projects Act of 1956 (43 U.S.C. 422a et seq.). The act now authorizes the Bureau of Reclamation to make loans and grants for the construction and rehabilitation and betterment of small projects in the 17 western reclamation States, and it appears that conditions in Hawaii are such that a considerable portion of its irrigation potential could be developed through projects within the scope of the small projects program. In general a small project, for purposes of the act, is a project the cost of which does not exceed \$5 million. A project the estimated cost of which is between \$5 and \$10 million may also qualify, however, under certain circumstances.

CONGRESSIONAL RECORD

Section 32 amends the law relating to the gratuitous distribution of copies of the Congressional Record. Existing law provides that the Governors of the States shall receive one copy in both daily and bound form, while the Governors of the territories receive five in both daily and bound form. The amendment would strike the reference to Hawaii in the latter provision so that the Governor of the new State would be accorded the treatment of a State Governor rather than a territorial Governor. The section to be amended is codified at 44 U.S.C. 183.

FEDERAL REGISTER

Section 33 amends the Federal Register Act so that henceforth publication in the Federal Register of notice of hearing will be regarded as notice to persons residing in Hawaii, just as it is regarded as notice to persons residing in all other States. Under circumstances described in the statute, such publication is, under existing law, ade-

quate with respect to residents of the continental United States, including Alaska. The amendment would extend the provision to Hawaii as well. The section to be amended is codified at 44 U.S.C. 308.

HOME PORTS OF VESSELS

Section 34 would amend the law (46 U.S.C. 18), which requires "every vessel of the United States" to have a home port in the United States, Alaska, Hawaii, or Puerto Rico. The amendment would strike unnecessary references to Alaska and Hawaii.

MERCHANT MARINE ACT, 1936

Section 35 amends three sections of the Merchant Marine Act, 1936 in order to include shipyards in Hawaii and Alaska among shipyards in which construction and repair work can be carried on for vessels covered by construction and operating subsidies awarded under that act. The sections to be amended are codified at 46 U.S.C. 1155(a) 1176, and 1192, respectively.

COMMUNICATIONS ACT

Section 36 would amend the definition of the term "continental United States" for purposes of section 222 of the Federal Communications Act of 1934 (47 U.S.C. 222), to preserve, at least for the immediate future, Hawaii's exclusion from the definition. As will appear below further consideration by the Federal Communications Commission may at a later date indicate that other or different amendments are desirable.

Hawaii has historically been regarded as outside the United States for purposes of the transmission of telegraph messages. Section 222 of the Federal Communications Act, which deals with consolidations, and mergers of telegraph carriers, recognized this fact by excluding Hawaii from "domestic telegraph operations" for purposes of that section. This exclusion was apparently based on geographical considerations, rather than on considerations of political status, as evidence by the fact that Alaska (which at the time of enactment of section 222 in 1943 occupied the same political status as Hawaii), was placed within the continental United States and thus included within domestic telegraph operations. The proposed amendment would preserve Hawaii's exclusion from the continental United States for purposes of section 222. It would, additionally, confirm current practices under which telegraph messages between the mainland and Hawaii are "international telegraph operations" on international frequencies and under an international rate structure.

The amendment to section 222 is necessary now to maintain the status quo, inasmuch as without such an amendment, it could reasonably be argued that Hawaii has, with its admission, become a part of "domestic telegraph operations" for purposes of the section. It may later develop, however, that different amendments may prove more suitable. The Federal Communications Commission has instituted an inquiry (docket No. 13188, In the Matter of Amendment of the Communications Act of 1934, as amended, relating to telegraph service with Hawaii), the purpose of which is to enable the Commission to

receive from interested parties their views as to what changes in the Communications Act, if any, the Commission should recommend to the Congress. Before making a determination as to what changes it recommends, other than the foregoing which would merely preserve current arrangements, the Federal Communications Commission will require more time to complete its inquiry.

AIRCRAFT LOAN GUARANTEES

Section 37 would provide a perfecting amendment to the 1957 statute (set out as a note following 49 U.S.C. 1324), which authorizes loans for the purchase of aircraft and equipment. The amendment removes a reference to the "Territory" of Hawaii.

REAL PROPERTY TRANSACTIONS

Section 38 amends the statute which requires the Director of the Office of Civil and Defense Mobilization to come into agreement with the Armed Services Committees of the Congress with respect to certain real property transactions. The amendment would in effect remove a superfluous reference to Hawaii. The section to be amended is codified at 50 U.S.C. 2285(c).

SELECTIVE SERVICE

Section 39 would remove an unnecessary reference to Hawaii in the section of the Universal Military Training and Service Act which defines the term "United States" (50 U.S.C., app. 466(b)). The amendment is perfecting only.

REPORTS ON FEDERAL LAND USE

Section 40 would implement section 5(e) of the Hawaiian Statehood Act, which requires each Federal agency to report within 5 years following Hawaii's admission to the Union on certain Federal land or property in Hawaii over which it has control. The report must state "the facts regarding (the agency's) * * * continued need for such land or property," and if the President decides that it is no longer needed by the United States, it must be conveyed to the State. The amendment carried in section 42 would require the President to prescribe uniform procedures governing the agency reports. Unless such procedures are prescribed, agency reports can be expected to differ materially in nature and extent, and they may lack sufficient coordination with other agencies.

HAWAIIAN HOMES COMMISSION LANDS

Section 41 would correct a possible defect in the conveyance of lands to Hawaii under the Statehood Act. Section 5(b) conveys to the new State, with exceptions not now pertinent, all public lands ceded and transferred by the Republic of Hawaii to the United States at the time of annexation. The definition of the lands conveyed by that section, however, contained in section 5(g), differs from the definition of the lands which could, as a matter of law, comprise lands

made available to the Hawaiian Homes Commission (see 48 U.S.C. 692(a)(2), 663(3), 697). The "available lands" for Hawaiian Homes Commission purposes may not, in fact, include lands that were not ceded land, but in order to establish with certainty that all "available lands" have been transferred to Hawaii, the further phrase proposed to be added by section 40 is necessary.

LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

Section 42 relates to section 91 of the Hawaiian Organic Act (48 U.S.C. 511), under which the public property of the Republic of Hawaii which had been ceded to the United States at the time of annexation was placed in the possession, use, and control of the Territory until taken for the uses and purposes of the United States. If so taken, but if not used for public purposes, the section further provided that any rent or consideration received by the United States from such public property, if leased, rented, or granted upon revocable permit to private parties, would be covered into the treasury of the Territory. Section 46 would provide that during the 5-year period immediately following Hawaii's admission, any such rentals or other consideration would continue to be paid to the treasury of Hawaii. The 5-year term was selected because by the end of that period, Federal agencies will have assessed their need for retaining all such property, and that which is no longer required by the United States will be conveyed to the State.

TRANSFER OF RECORDS

Section 43(a) provides for the transfer to the State of records, and other papers, noncurrent as well as current, accumulated in connection with functions which have been assumed by the State. Certain court records, for example, created by courts and court officers established by the Organic Act, might have the status of Federal records, yet their successor State courts and officers can be expected to have a continuing need for such records. There would also be transferred records and other papers in the custody of the Public Archives of Hawaii.

Subsection (b) relates to books and other materials, principally legal reference materials, which have been made available to territorial courts and agencies to enable them better to perform functions conferred upon them by the Hawaiian Organic Act and related statutes.

USE OF GSA SERVICES OR FACILITIES

Section 44 would permit the State of Hawaii to use services or facilities of the General Services Administration, upon payment of compensation therefor, for an interim period ending August 21, 1964. Under this provision the State of Hawaii could make purchases through the General Services Administration, as the territory was enabled to do under a provision contained in annual Interior Department appropria-

tion acts. It could also utilize space in certain Federal properties in Hawaii under the control of the General Services Administration.

PURCHASES OF TYPEWRITERS

Section 45 amends a paragraph of the current Independent Offices Appropriation Act (Public Law 86-255) which prohibits the use of funds "Within the continental limits of the United States" for the purchase of typewriters unless the purchase conforms to regulations issued under the Federal Property and Administrative Services Act. The amendment would have the effect of placing Hawaii (and Alaska) within the continental limits of the United States for this purpose. The language to be amended is contained in the paragraph headed "General Provisions" under the portion of title I which is devoted to the General Services Administration (73 Stat. 500, 507).

FEDERAL MARITIME BOARD

Section 46 corrects a typographical error in section 18(a) of the Hawaii Statehood Act which, as enacted, provides that nothing contained in the act shall be construed "is conferring" certain jurisdiction on the Interstate Commerce Commission.

EFFECTIVE DATES

The provisions of section 47 of the bill as reported, which contains the effective dates for certain of the amendments included in the earlier sections, have been discussed for the most part in the above discussion of the amendments.

ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

Section 48 confers upon such officers and agencies as the President designates all executive and legislative authority necessary for discharging the responsibilities of civil government on Palmyra, Midway, and Wake. The first sentence of the section is similar to the authority already conferred by the Congress in the case of American Samoa (48 U.S.C. 1431a(c)) and the Trust Territory of the Pacific Islands (68 Stat. 330). The section confers more limited judicial authority, however, inasmuch as the act of June 15, 1950 (48 U.S.C. 644a), as amended by the Hawaiian Statehood Act, already confers certain jurisdiction over civil and criminal cases arising on such islands to the Federal District Court in Hawaii. Under the terms of existing law, Federal admiralty law applies to such cases. Under the provisions of the proposed section 50, judicial authority, other than that contained in the 1950 act, is also conferred. Under the authority contained in the section, those charged with the administration of the islands in question could create local courts and could vest in them jurisdiction over matters not covered by the 1950 statute, such as automobile traffic offenses.

The second sentence of the section authorizes the person designated by the President to administer Palmyra to place additional jurisdiction, judicial functions, and duties in the District Court of Hawaii. Prior to statehood, Palmyra was a part of the Territory of Hawaii, and Hawaiian laws thus applied to it. These included the Territory's land registration laws, a matter of significance in the case of Palmyra in light of the litigation which has arisen on this subject (see *United States v. Fullard-Leo*, 331 U.S. 256 (1947)). It is therefore likely that the agency charged with Palmyra's administration, now the Interior Department, will wish to arrange for a land registration system for the island, and use of the District Court of Hawaii for this purpose would seem appropriate. Given the virtually uninhabited nature of Palmyra, it would be unwise for the administrator to create a local court solely for the purpose of providing a land registration system. The authority contained in the last sentence is not restricted to land registration, for it may develop that the services of the District Court will be required in other judicial matters as well, but it currently appears that land registration may be the only subject involved.

OTHER SUBJECTS

Section 49 is designed to avoid any inference, from the inclusion of amendments to certain statutes and the omission of amendments to others, that it is intended to affect the applicability in or to Hawaii of statutes not so amended.

SEPARABILITY

Section 50 provides a separability clause.

EXECUTIVE COMMUNICATION

EXECUTIVE OFFICE OF THE PRESIDENT,
BUREAU OF THE BUDGET,
Washington, D.C., February 12, 1960.

HON. RICHARD M. NIXON,
President of the Senate,
Washington, D.C.

MY DEAR MR. PRESIDENT: There is forwarded herewith a draft of legislation to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

This proposal is designed to make those changes in Federal laws which have become necessary and desirable because of Hawaii's admission into the Union "on an equal footing with the other States in all respects whatever." The President noted in his 1961 budget message to the Congress that "as in the case of Alaska, comprehensive legislation will be necessary to enable Hawaii to take its place as the equal of the other 49 States. Recommendations will be transmitted to the Congress concerning those changes needed in Federal laws in order to bring Hawaii under the same general laws, rules, and policies as are applicable to the other States."

The proposed legislation would (1) make Hawaii eligible to participate in a number of Federal programs on a comparable basis with the other States; (2) authorize measures to facilitate an orderly transition; (3) determine the applicability or inapplicability of certain Federal laws to Hawaii; (4) delete inappropriate references to the "Territory of Hawaii" in Federal statutes and make other necessary technical and perfecting amendments; and (5) provide for the civil government of Palmyra, Midway, and Wake Islands.

Hawaii already participates in the majority of Federal grant-in-aid programs on the same basis as other States. There are a number of Federal grant-in-aid programs, however, under which Hawaii is still accorded, as it was when a Territory, treatment different from that of other States. In accordance with the principle that Hawaii, as a full and equal member of the Union, should not receive more or less favorable treatment than other States, the proposed legislation would amend pertinent laws providing Federal assistance for national defense education, vocational education, school construction, and operation in federally affected areas, construction of interstate and defense highways, vocational rehabilitation, water pollution control, hospital and medical facilities construction, old-age assistance, aid to dependent children, aid to the blind, aid to the permanently and totally disabled, and child welfare services to bring Hawaii under the apportionment and matching formulas or other provisions applicable to the 49 States as soon as possible.

Under the provisions of the legislative proposal both Hawaii and Alaska would be accorded the treatment received by other States under the conservation reserve program. At present the program applies to these States only if the Secretary of Agriculture determines that the national interest requires it. Hawaii also would be brought under the Small Reclamation Projects Act of 1956 which now authorizes Federal assistance for the development of small irrigation projects in the 17 Western States. The Soil Conservation and Domestic Allotment Act would be amended to provide for the election of members of county committees as in the other States. Members of such committees in Hawaii are at present appointed by the Secretary of Agriculture.

Several sections of the draft bill are concerned primarily with transitional problems. To assist the State in achieving an orderly transition, the General Services Administration would be authorized to provide space in Federal buildings and other services to the State of Hawaii during an interim period. The bill also would provide for transfer to the State of official records and papers. For a 5-year transitional period the State would be accorded the same rights as formerly possessed by the Territorial government with respect to income derived by the Federal Government from the lease or rental of public properties of the Republic of Hawaii which were ceded to the United States at the time of annexation. Section 5(e) of the Hawaii Statehood Act requires each Federal agency to report within 5 years following Hawaii's admission into the Union on its need for certain Federal lands or properties in Hawaii over which it has control. The proposed legislation would require the President to prescribe proce-

dures to assure that the reports on Federal land needs in Hawaii are prepared in accordance with uniform policies and properly coordinated.

The proposed legislation would extend the applicability of certain Federal laws to Hawaii. These include a portion of the Investment Company Act of 1940, not hitherto applicable to certain Hawaiian companies; the Federal Youth Corrections Act; certain provisions relating to parole; the act of February 15, 1927, relating to the importation of milk and cream; a statute relating to the transportation of bodies of veterans who have died in Veterans' Administration facilities; section 29 of the Federal Register Act relating to notice of hearings; and sections of the Merchant Marine Act of 1936 which designate shipyards authorized to construct and repair vessels receiving Federal subsidies. Those parts of the Interstate Commerce Act dealing with regulation of railroad and pipeline carriers, motor carriers, water carriers, and freight forwarders and related laws would be made inapplicable to Hawaii. Due to the peculiarities of Hawaii's geographical position and the character of its transportation services, the Interstate Commerce Commission has recommended that Hawaii be exempt from its jurisdiction. Jurisdiction over water transportation between ports of Hawaii and ports of other States is vested by the Hawaii Statehood Act in the Federal Maritime Board and would be unaffected. Hawaii also would retain its partial exemption from the tax on transportation.

The draft bill would amend the definition of the term "continental United States" in section 222 of the Federal Communications Act of 1934 so as to preserve Hawaii's exclusion from that definition. Section 222, which deals with consolidations and mergers of telegraph carriers, excluded Hawaii from "domestic telegraph operations" for purposes of the section. The amendment would preserve present arrangements under which telegraph messages between the mainland and Hawaii are classified as "international telegraph operations" pending the outcome of proceedings which have been instituted by the Federal Communications Commission to determine whether Hawaii should remain in the international, rather than the domestic, category.

Section 5(b) of the Hawaii Statehood Act would be amended to correct a possible defect in the conveyance of lands to Hawaii. Section 5(b) conveys to the new State, with certain exceptions, all public lands ceded and transferred by the Republic of Hawaii to the United States at the time of annexation. It is not entirely certain, however, whether the definition of lands conveyed by section 5(b) includes all the lands defined as "available lands" for Hawaiian Homes Commission purposes. The proposed amendment would establish with certainty that all "available lands" have been transferred to Hawaii. Many of the provisions of the draft bill are essentially technical and prefectorial in nature and either eliminate inappropriate references to Hawaii or make other language changes which are considered appropriate because of Hawaii's changed status.

The Hawaii Statehood Act provides that the State boundaries shall include all the islands and territorial waters of the territory of Hawaii, except the island of Palmyra. The Statehood Act makes no provision for the civil government of Palmyra, other than including Palmyra within the Hawaii Federal judicial district and extending the criminal and civil jurisdiction of the U.S. District Court for the District of Hawaii to the island. The proposed legislation would confer upon such persons and agencies as the President may designate all executive and legislative authority necessary for discharging the responsibilities of civil government on Palmyra Island. The provision would apply also to Midway and Wake Islands whose status is comparable to that of Palmyra. The person designated by the President to administer Palmyra would be authorized to place additional jurisdiction and functions in the District Court of Hawaii, including a land registration system for the island.

The Bureau of the Budget urges early and favorable consideration of the proposed legislation, since its enactment is required to provide for the orderly transition of Hawaii from territorial status to full statehood.

Sincerely yours,

ELMER B. STAATS,
Deputy Director.

CHANGES IN EXISTING LAW

In compliance with subsection (4) of rule XXIX of the Standing Rules of the Senate, changes in existing law made by the bill, H.R. 11602, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman) :

ACT OF AUGUST 1, 1956 (70 STAT. 890; 5 U.S.C. 170(q)).

The Secretary of State is authorized to establish, maintain, and operate passport and despatch agencies.

SEC. 2. The Secretary of State, when funds are appropriated therefor, may—

(a) provide for printing and binding outside **[the continental United States]** *the States of the United States and the District of Columbia* without regard to section 11 of the Act of March 1, 1919 (44 U.S.C. 111); * * *

SOIL BANK ACT (70 STAT. 188; 7 U.S.C. 1837)

SEC. 113. **[This subtitle B shall apply to the continental United States, except Alaska, and, if the Secretary determines it to be in the national interest, to the State of Alaska, the Territory of Hawaii, the Commonwealth of Puerto Rico, and the Virgin Islands, and as used in this subtitle B, the term "State" includes Hawaii, Puerto Rico, and the Virgin Islands.]** *This subtitle B shall apply to the several States and, if the Secretary determines it to be in the national interest, to the Com-*

monwealth of Puerto Rico and the Virgin Islands; and as used in this subtitle B, the term "State" includes Puerto Rico and the Virgin Islands.

TITLE 10, UNITED STATES CODE

§ 101. DEFINITIONS.

In addition to the definitions in sections 1-5 of title 1, the following definitions apply in this title:

(1) "United States", in a geographic sense, means the States and the District of Columbia.

(2) "Territory" means [Hawaii or] any Territory organized after this title is enacted, so long as it remains a Territory.

* * * * *

§ 802. ART. 2. PERSONS SUBJECT TO THIS CHAPTER.

The following persons are subject to this chapter:

* * * * *

(11) Subject to any treaty or agreement to which the United States is or may be a party or to any accepted rule of international law, persons serving with, employed by, or accompanying the armed forces outside the United States and outside the following: the Canal Zone, [the main group of the Hawaiian Islands,] Puerto Rico, and the Virgin Islands.

(12) Subject to any treaty or agreement to which the United States is or may be a party or to any accepted rule of international law, persons within an area leased by or otherwise reserved or acquired for the use of the United States which is under the control of the Secretary concerned and which is outside the United States and outside the following: the Canal Zone, [the main group of the Hawaiian Islands,] Puerto Rico, and the Virgin Islands.

* * * * *

§ 2662. REAL PROPERTY TRANSACTIONS: AGREEMENT WITH ARMED SERVICES COMMITTEE: REPORTS.

(a) The Secretary of a military department, or his designee, must come to an agreement with the Committees on Armed Services of the Senate and the House of Representatives before entering into any of the following transactions by or for the use of that department:

* * * * *

(c) This section applies only to real property in the United States [, Hawaii,] and Puerto Rico. It does not apply to real property for river and harbor projects or flood-control projects, or to leases of Government-owned real property for agricultural or grazing purposes.

* * * * *

§ 4744. PERSONS AND SUPPLIES: SEA TRANSPORTATION.

Whenever the Secretary of the Army considers that space is available, the following persons and supplies may be transported on vessels operated by Army transport agencies or, within bulk space allocations made to the Department of the Army, on vessels operated by any military transport agency of the Department of Defense:

(1) Members of the Navy, Marine Corps, or Coast Guard.

(2) Officers and employees of the Department of the Army, the Department of the Navy, the Department of the Air Force, or the Coast Guard.

- (3) Supplies of the Department of the Navy.
- (4) Members of Congress.
- (5) Other officers of the United States traveling on official business.
- [(6) Officers and employees of the Territory of Hawaii.]
- [(7) (6) Secretaries and supplies of the Armed Services Department of the Young Men's Christian Association.
- [(8)] (7) Officers and employees of the Commonwealth of Puerto Rico on official business.
- [(9)] (8) The families of persons described in clauses (1), (2), (4), (5), [(6), and (8)] and (7).

However, a person described in [clause (8) or (9)] *clause (7) or (8)* may be so transported only if the transportation is without expense to the United States.

**FEDERAL HOME LOAN BANK ACT (47 STAT. 725)
AS AMENDED (12 U.S.C. 1422)**

SEC. 2. As used in this Act—

- (1) The term "board" means the Home Loan Bank Board.
- (2) The term "Federal Home Loan Bank" means a bank established by the board under authority of this chapter.
- (3) The term "State" includes the District of Columbia, Guam, Puerto Rico, [the Virgin Islands of the United States, and the Territory of Hawaii] *and the Virgin Islands of the United States.*

**HOME OWNERS' LOAN ACT OF 1933 (48 STAT. 128)
AS AMENDED (12 U.S.C. 1466)**

SEC. 7. The provisions of this Act shall apply to the continental United States (including Alaska), to the [Territory of Hawaii] *State of Hawaii*, and to Puerto Rico, Guam and the Virgin Islands.

NATIONAL HOUSING ACT (48 STAT. 1246) AS AMENDED

SEC. 9. The provisions of sections 2 and 8 shall be applicable in the several States and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 201. (d) The term "State" includes the several States, and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 207.(a)(7) The term "State" includes the several States and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 601. (d) The term "State" includes the several States, and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 713. (q) "State" shall include the several States and [Hawaii,] Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

* * * * *

SEC. 801. (g) The term "State" includes the several States, and [Hawaii,] Puerto Rico, the District of Columbia, Guam, the Virgin Islands, the Canal Zone, and Midway Island.

**SECURITIES ACT OF 1933 (48 STAT. 74) AS AMENDED
(15 U.S.C. 77b(6))**

SEC. 2. When used in this title, unless the context otherwise requires—

* * * * *

(6) The term "Territory" means [Hawaii,] Puerto Rico, Canal Zone, the Virgin Islands, and the insular possessions of the United States.

**SECURITIES EXCHANGE ACT OF 1934 (48 STAT. 881)
AS AMENDED (15 U.S.C. 78c(a)(16))**

SEC. 3. (b) When used in this title, unless the context otherwise requires—

* * * * *

(16) The term "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States.

**INVESTMENT COMPANY ACT OF 1940 (54 STAT. 789) AS
AMENDED (15 U.S.C. 80a-2(a)(37) AND 80a-6(a)(1))**

SEC. 2. (a) When used in this title, unless the context otherwise requires—

* * * * *

(37) "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States.

* * * * *

SEC. 6. (a) The following investment companies are exempt from the provisions of this title:

(1) Any company organized or otherwise created under the laws of and having its principal office and place of business in [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States; but such exemption shall terminate if any security of which such company is the issuer is offered for sale or sold after the effective date of this title, by such company or any underwriter therefor, to a resident of any State other than the State in which such company is organized.

**INVESTMENT ADVISERS ACT OF 1940 (54 STAT. 847) AS
AMENDED (15 U.S.C. 80b-2(a)(18))**

SEC. 202. (a) When used in this title, unless the context otherwise requires—

* * * * *

(18) "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Canal Zone, the Virgin Islands, or any other possession of the United States.

**SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT
(49 STAT. 163) AS AMENDED (16 U.S.C. 590h(b) AND 590g(a))**

SEC. 8. (b) * * * In carrying out the provisions of this section [in the continental United States, except in Alaska,] *in the States of the Union, except Alaska.* the Secretary is directed to utilize the services of local and State committees selected as hereinafter provided. * * *

* * * * *

SEC. 17. (a) [This Act shall apply to the States, the Territory of Hawaii, and the possessions of Puerto Rico and the Virgin Islands, and, as used in this Act, the term "State" includes Hawaii, Puerto Rico, and the Virgin Islands.] *This Act shall apply to the States, the Commonwealth of Puerto Rico, and the Virgin Islands, and, as used in this Act, the term "State" includes Puerto Rico and the Virgin Islands.*

**ACT OF AUGUST 28 1937 (50 STAT. 869) AS AMENDED
(16 U.S.C. 590r)**

It is hereby recognized that the wastage and inadequate utilization of water resources on farm, grazing, and forest lands resulting from inadequate facilities for water storage and utilization contribute to the destruction of natural resources, injuries to public health and public lands, droughts, periodic floods, crop failures, decline in standards of living, and excessive dependence upon public relief, and thereby menace the national welfare. It is therefore hereby declared to be the policy of Congress to assist in providing facilities for water storage and utilization in [the United States, including the Territories of Alaska and Hawaii, and Puerto Rico and the Virgin Islands] *the States of the United States and in Puerto Rico and the Virgin Islands.*

**ACT OF SEPTEMBER 2, 1937 (50 STAT. 917), AS AMENDED
(16 U.S.C. 699a)**

SEC. 2. For the purposes of this Act the term "wild-life-restoration project" shall be construed to mean and include the selection, restoration, rehabilitation, and improvement of areas of land or water adaptable as feeding, resting, or breeding places for wildlife, including acquisition by purchase, condemnation, lease, or gift of such areas or estates or interests therein as are suitable or capable of being made suitable therefor, and the construction thereon or therein of such works as may be necessary to make them available for such purposes and also including such research into problems of wildlife management as may be necessary to efficient administration affecting wildlife resources, and such preliminary or incidental costs and expenses as may be incurred in and about such projects; the term "State fish and game department" shall be construed to mean and include any department or division of department of another name, or commission, or official or officials, of a State empowered under its laws to exercise the functions ordinarily exercised by a State fish and game department[; and the term "State" shall be construed to mean and include the several States and the Territory of Hawaii].

ACT OF AUGUST 4, 1947 (61 STAT. 726; 16 U.S.C. 758-758d)

It is the policy of the United States to provide for the exploration, investigation, development, and maintenance of the fishing resources and development of the high seas fishing industry of [the Territories and island possessions of the United States] *the United States and its island possessions* in the tropical and subtropical Pacific Ocean and intervening seas, for the benefit of the residents of the [Territory of Hawaii and] Pacific island possessions and of the people of the United States.

SEC. 2. The Secretary of the Interior, through the Fish and Wildlife Service of the Department of the Interior, is authorized and hereby directed to conduct such fishing explorations and such necessary related work as oceanographical, biological, technological, statistical, and economic studies to insure maximum development and utilization of the high seas fishery resources of [the Territories and island possessions of the United States] *the United States and its island possessions* in the tropical and subtropical Pacific Ocean and intervening areas as may be consistent with developing and sustaining such fishery resources at maximum levels of production in perpetuity and to provide for the best possible utilization thereof.

SEC. 3. In carrying out the purposes and objectives of the foregoing sections, the Secretary of the Interior may cooperate with appropriate agencies of the [Territorial] *State* and island governments, and with such educational, industrial, or other organizations, enterprises, and individuals as may be expedient.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary for the construction, including architectural services, and for furnishings and equipment of a fishery research laboratory and experiment station in the [Hawaiian Islands] *State of Hawaii*

and necessary sub-stations at suitable locations, together with suitable dock and storehouse facilities to be used in conjunction with the operation of research and experimental fishing vessels and for the procurement and for the modification, refitting, and equipment of two experimental high-seas fishing vessels, together with all necessary gear and appurtenances, and of one multiple purpose high-seas fishing and oceanographical research vessel, together with all necessary gear and appurtenances, including necessary naval architectural and engineering services: *Provided, however,* That no part of said appropriation shall be expended for the acquisition of lands for sites for said laboratory, experiment station, or substations in the [Territory of Hawaii] *State of Hawaii: Provided further,* That there are authorized to be transferred to the Fish and Wildlife Service not to exceed three surplus vessels suitable for conversion and use in oceanographic and biological research and exploratory fishing, by any disposal agency of the Government without reimbursement or transfer of funds.

ACT OF AUGUST 9, 1950 (64 STAT. 430), AS AMENDED
(16 U.S.C. 777a(d))

SEC. 2. For the purpose of this Act the term "fish restoration and management projects" shall be construed to mean projects designed for the restoration and management of all species of fish which have material value in connection with sport or recreation in the marine and/or fresh waters of the United States and include—

* * * * *

(d) the selection, restoration, rehabilitation, and improvement of areas of water or land adaptable as hatching, feeding, resting, or breeding places for fish, including acquisition by purchase, condemnation, lease, or gift of such areas or estates or interests therein as are suitable or capable of being made suitable therefor, and the construction thereon or therein of such works as may be necessary to make them available for such purposes, and such preliminary or incidental costs and expenses as may be incurred in and about such works; the term "State fish and game department" shall be construed to mean and include any department or division of department of another name, or commission, or official or officials, of a State empowered under its laws to exercise the functions ordinarily exercised by a State fish and game department; and the term "State" shall be construed to mean and include the several States and the Territory of Hawaii].

TITLE 18, UNITED STATES CODE

§ 1401. DEFINITIONS

As used in this chapter—

The term "heroin" shall mean any substance identified chemically as diacetylmorphine or any salt thereof.

The term "United States" shall include the District of Columbia, [the Territory of Alaska, the Territory of Hawaii,] the Common-

wealth of Puerto Rico, the insular possessions of the United States, the Trust Territory of the Pacific, and the Canal Zone.

* * * * *

§ 5024. WHERE APPLICABLE.

【This chapter shall apply in the continental United States including Alaska】 *This chapter shall apply in the States of the United States, and to youth offenders convicted in the District of Columbia of offenses under any law of the United States not applicable exclusively to such District, and to other youth offenders convicted in the District to the extent authorized under section 5025.*

PUBLIC LAW 85-752, ACT OF AUGUST 25, 1958 (72 STAT. 845, 847) AS AMENDED

SEC. 6. 【Sections 3 and 4 of this Act shall apply in the continental United States including Alaska】 *Sections 3 and 4 of this Act shall apply in the States of the United States, and in the District of Columbia so far as they relate to persons charged with or convicted of offenses under any law of the United States not applicable exclusively to the District of Columbia.*

NATIONAL DEFENSE EDUCATION ACT OF 1958 (72 STAT. 1580; 20 U.S.C. 403, 442, AND 538)

SEC. 103. As used in this Act—

(a) The term “State” means a State, 【Hawaii,】 Puerto Rico, the District of Columbia, the Canal Zone, Guam, or the Virgin Islands, except that as used in sections 302 and 502, such term does not include 【Hawaii,】 Puerto Rico, the Canal Zone, Guam, or the Virgin Islands.

* * * * *

SEC. 302. (a) (1) * * *.

(2) The “allotment ratio” for any State shall be 100 per centum less the product of (A) 50 per centum and (B) the quotient obtained by dividing the income per child of school age for the State by the income per child of school age for the 【continental United States】 *United States*, except that the allotment ratio shall in no case be less than 33½ per centum or more than 66½ per centum. The allotment ratios shall be promulgated by the Commissioner as soon as possible after enactment of this Act, and again between July 1 and August 31 of the year 1959, on the basis of the average of the incomes per child of school age for the States and for the 【continental United States】 *United States* for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. The first such promulgation shall be conclusive for each of the two fiscal years in the period beginning July 1, 1958, and ending June 30, 1960, and the second shall be conclusive for each of the two fiscal years in the period beginning July 1, 1960, and ending June 30, 1962.

(3) For the purposes of this title—

(A) The term “child of school age” means a member of the population between the ages of five and seventeen, both inclusive.

(B) [The term "continental United States" includes Alaska.] *The term "United States" means the continental United States (excluding Alaska) and Hawaii.*¹

(C) The term "income per child of school age" for any State or for the [continental United States] *United States* means the total personal income for the State and the [continental United States] *United States*, respectively, divided by the number of children of school age in such State and in the [continental United States] *United States*, respectively.

* * * * *

SEC. 1008. The amounts reserved by the Commissioner under sections 302 and 502 shall be allotted by the Commissioner among [Hawaii,] Puerto Rico, the Canal Zone, Guam, and the Virgin Islands, according to their respective needs for the type of assistance furnished under the part or title in which the section appears.

ACT OF MARCH 10 1924 (43 STAT. 18; 20 U.S.C. 29)

[SEC. 4. The Territory of Hawaii shall be entitled to share in the benefits of the Act entitled "An Act to provide for the promotion of vocational education; to provide for cooperation with the States in the promotion of such education in agriculture and the trades and industries; to provide for cooperation with the States in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure," approved February 23, 1917, and any Act amendatory thereof or supplementary thereto, upon the same terms and conditions as any of the several States. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1925, and annually thereafter, the sum of \$30,000, to be available for allotment under such Act to the Territory.]

ACT OF FEBRUARY 23, 1917 (39 STAT. 930; 20 U.S.C. 12 AND 14)

SEC. 2. * * * Said sums shall be allotted to the States in the proportion which their rural population bears to the total rural population in the United States, not including outlying possessions, according to the last preceding United States census: *Provided*, That the allotment of funds to any State shall be not less than a minimum of \$5,000 for any fiscal year prior to and including the fiscal year ending June thirtieth, nineteen hundred and twenty-three, nor less than \$10,000 for any fiscal year thereafter, and there is hereby appropriated the following sums, or so much thereof as may be necessary, which shall be used for the purpose of providing the minimum allotment to the States provided for in this section: For the fiscal year ending June thirtieth, nineteen hundred and eighteen, the sum of \$48,000; * * * for the fiscal year ending June thirtieth, nineteen hundred and twenty-

¹ Effective in the ease of promulgations of allotment ratios made after enactment of this act and before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska. After such data for a full year are available from the Department of Commerce, subparagraph (B) of paragraph (3) of section 302 is amended to read:

"(B) The term 'United States' means the fifty States and the District of Columbia."

five, the sum of \$34,000; and annually thereafter the sum of ~~[\$27,000]~~ \$28,500.

* * * * *

SEC. 4. * * * And there is hereby appropriated the following sums, or so much thereof as may be needed, which shall be used for the purpose of providing the minimum allotment provided for in this section: * * * and annually thereafter, the sum of ~~[\$98,500]~~ \$105,200.

VOCATIONAL EDUCATION ACT OF 1946 (60 STAT. 775) AS AMENDED (20 U.S.C. 15i, 15jj, AND 15qqq)

SEC. 2. As used in this Act—

(1) the term "States and Territories" means the several States, ~~the Territory of Hawaii,~~ the island of Puerto Rico, and the District of Columbia;

* * * * *

SEC. 210. (e) The term "State" includes ~~[Hawaii,]~~ the Virgin Islands, Puerto Rico, and the District of Columbia.

* * * * *

SEC. 307. For purposes of this Act—

(a) The term "State" includes ~~[Hawaii,]~~ the Virgin Islands, Puerto Rico, the District of Columbia, and Guam.

ACT OF SEPTEMBER 23, 1950 (64 STAT. 967) AS AMENDED (20 U.S.C. 645)

SEC. 15. For the purposes of this Act—

* * * * *

(13) The term "State" means a State, ~~[Hawaii,]~~ Puerto Rico, Guam, the Virgin Islands, or Wake Island.

ACT OF SEPTEMBER 30, 1950 (64 STAT. 1100) AS AMENDED (20 U.S.C. 238 AND 244)

SEC. 3. (d) The local contribution rate for a local educational agency (other than a local educational agency in ~~[Hawaii,]~~ Puerto Rico, Wake Island, Guam, or the Virgin Islands, or in a State in which a substantial proportion of the land is in unorganized territory for which a State agency is the local educational agency, *or in a State in which there is only one local educational agency*) for any fiscal year shall be computed by the Commissioner of Education, after consultation with the State educational agency and the local educational agency, in the following manner:

(1) he shall determine which school districts within the State are in his judgment generally comparable to the school district of the agency for which the computation is being made: and * * * The local contribution rate shall be an amount equal to the quotient obtained under clause (2) of this subsection. * * * In no event shall the local contribution rate for any local educational agency in any

State [in the continental United States (including Alaska)] (*other than Puerto Rico, Wake Island, Guam, or the Virgin Islands*) for any fiscal year be less than (i) 50 per centum of the average per pupil expenditure in such State or (ii) 50 per centum of the average per pupil expenditure in the [continental United States] *United States (which for purposes of this sentence and the next sentence means the fifty States and the District of Columbia)*, but not to exceed the average per pupil expenditure in the State: *Provided*, That if, for the fiscal year ending June 30, 1959, the application of clause (ii) of this sentence results in a lower local contribution rate than resulted from the application of such clause during the fiscal year ending June 30, 1958, as such clause was then in effect, then such clause, as in effect during the fiscal year ending June 30, 1958, shall be in effect during the fiscal year ending June 30, 1959. For the purposes of the preceding sentence the "average per pupil expenditure" in a State, or in the [continental] United States, shall be the aggregate current expenditures, during the second fiscal year preceding the fiscal year for which the computation is made, of all local educational agencies in the State, or in the [continental] United States [(including Alaska)], as the case may be (without regard to the sources of funds from which such expenditures are made), divided by the aggregate number of children in average daily attendance to whom such agencies provided free public education during such preceding fiscal year. The local contribution rate for any local educational agency in [Hawaii,] Puerto Rico, Wake Island, Guam, or the Virgin Islands, or in any State in which a substantial proportion of the land is in unorganized territory for which a State agency is the local educational agency, *or in any State in which there is only one local educational agency*, shall be determined for any fiscal year by the Commissioner in accordance with policies and principles which will, in his judgment, best effectuate the purposes of this Act and most nearly approximate the policies and principles provided herein for determining local contribution rates in other States.

* * * * *

SEC. 9. For the purposes of this Act—

* * * * *

(8) The term "State" means a State, [Hawaii,] Puerto Rico, Wake Island, Guam, or the Virgin Islands.

**ACT OF FEBRUARY 15, 1927 (44 STAT. 1101) AS AMENDED
(21 U.S.C. 149(b))**

SEC. 9. When used in this Act—

(a) The term "person" means an individual, partnership, association, or corporation.

(b) The term "United States" means [continental United States, including Alaska] *the fifty States and the District of Columbia*.

OPIUM POPPY CONTROL ACT OF 1942 (56 STAT. 1045) AS
AMENDED (21 U.S.C. 188k)

SEC. 12. The provisions of this Act shall apply to the several States, the District of Columbia, [the Territory of Hawaii,] the Canal Zone, Puerto Rico, and the other insular possessions of the United States.

TITLE 23, UNITED STATES CODE

§ 101. DEFINITIONS AND DECLARATION OF POLICY.

(a) As used in this title, unless the context requires otherwise—

* * * * *

The term "State" means any one of the [forty-nine States, the District of Columbia, Hawaii, or Puerto Rico] *fifty States, the District of Columbia, or Puerto Rico.*

* * * * *

§ 103. FEDERAL-AID SYSTEMS.

* * * * *

(d) The Interstate System shall be designated within the [continental] United States, *including the District of Columbia*, and it shall not exceed forty-one thousand miles in total extent. It shall be so located as to connect by routes, as direct as practicable, the principal metropolitan areas, cities, and industrial centers, to serve the national defense, and, *to the greatest extent possible*, to connect at suitable border points with routes of continental importance in the Dominion of Canada and the Republic of Mexico. The routes of this system, *to the greatest extent possible*, shall be selected by joint action of the State highway departments of each State and the adjoining States, subject to *the* approval by the Secretary as provided in subsection (e) of this section. All highways or routes included in the Interstate System as finally approved, if not already coincident with the primary system, shall be added to said system without regard to the mileage limitation set forth in subsection (b) of this section. This system may be located both in rural and urban areas.

(e) * * *.

(f) * * *.

[(g) The system of highways on which funds apportioned to the Territory of Hawaii under this chapter shall be expended may be determined and agreed upon by the Governor of said Territory and the Secretary.]

* * * * *

§ 105. PROGRAMS.

* * * * *

[(e) In approving programs in Hawaii, the Secretary shall give preference to such projects as will expedite the completion of highways for the national defense or which will connect seaports with units of the national parks.]

* * * * *

§ 127. VEHICLE WEIGHT AND WIDTH LIMITATIONS—INTERSTATE SYSTEM.

* * * This section shall not be construed to deny apportionment to any State allowing the operation within such State of any vehicles or combinations thereof that could be lawfully operated within such State on July 1, 1956. *With respect to the State of Hawaii, laws or regulations in effect on February 1, 1960, shall be applicable for the purposes of this section in lieu of those in effect on July 1, 1956.*

INTERNAL REVENUE CODE OF 1954

§ 2202. MISSIONARIES IN FOREIGN SERVICE.

Missionaries duly commissioned and serving under boards of foreign missions of the various religious denominations in the United States, dying while in the foreign missionary service of such boards, shall not, by reason merely of their intention to permanently remain in such foreign service, be deemed nonresidents of the United States, but shall be presumed to be residents of [the State, the District of Columbia, or Hawaii] *the State or the District of Columbia* wherein they respectively resided at the time of their commission and their departure for such foreign service.

* * * *

§ 3121. DEFINITIONS.

* * * *

(e) STATE, UNITED STATES, AND CITIZEN.—For purposes of this chapter—

(1) STATE.—The term “State” includes [Hawaii,] the District of Columbia, Puerto Rico, and the Virgin Islands.

(2) UNITED STATES.—The term “United States” when used in a geographical sense includes Puerto Rico and the Virgin Islands. An individual who is a citizen of Puerto Rico (but not otherwise a citizen of the United States) shall be considered, for purposes of this section, as a citizen of the United States.

* * * *

§ 3306. DEFINITIONS.

* * * *

(j) STATE.—For purposes of this chapter, the term “State” includes [Hawaii, and] the District of Columbia.

* * * *

§ 4221. CERTAIN TAX-FREE SALES.

* * * *

(d) DEFINITIONS.—For the purposes of this section—

* * * *

(4) STATE OR LOCAL GOVERNMENT.—The term “State or local government” means any [State, Hawaii, the District of Columbia, or any political subdivision of any of the foregoing] *State, any political subdivision thereof, or the District of Columbia.*

* * * *

§ 4233. EXEMPTIONS.

(a) ALLOWANCE.—No tax shall be imposed under section 4231 in respect of:

* * * * *

(b) STATE DEFINED.—For purposes of subsection (a), the term "State" includes [Hawaii, and] the District of Columbia.

* * * * *

§ 4262. DEFINITION OF TAXABLE TRANSPORTATION.

* * * * *

(c) DEFINITIONS.—For purposes of this section—

(1) CONTINENTAL UNITED STATES.—The term "continental United States" means the District of Columbia and the States other than [Alaska] *Alaska and Hawaii*.

(2) 225-MILE ZONE.—The term "225-mile zone" means that portion of Canada and Mexico which is not more than 225 miles from the nearest point in the continental United States.

* * * * *

§ 4502. DEFINITIONS.

For the purposes of this subchapter—

* * * * *

(5) UNITED STATES.—The term "United States" shall be deemed to include the States, [the Territory of Hawaii,] the District of Columbia, and Puerto Rico.

* * * * *

§ 4774. TERRITORIAL EXTENT OF LAW.

The provisions of sections 4701 to 4707, inclusive, and sections 4721 to 4776, inclusive, shall apply to the several States, the District of Columbia, [the Territory of Hawaii,] and the insular possessions of the United States; and, in the case of narcotic drugs, shall also apply to the Trust Territory of the Pacific Islands and to the Canal Zone. * * *

* * * * *

§ 7653. SHIPMENTS FROM THE UNITED STATES.

* * * * *

(d) All customs duties and Federal income taxes derived from Guam, the proceeds of all taxes collected under the internal-revenue laws of the United States on articles produced in Guam and transported to the United States, [its possessions or the Territory of Hawaii] *or its possessions*, or consumed in Guam, and the proceeds of any other taxes which may be levied by the Congress on the inhabitants of Guam, and all quarantine, passport, immigration, and naturalization fees collected in Guam shall be covered into the treasury of Guam and held in account for the government of Guam, and shall be expended for the benefit and government of Guam in accordance with the annual budgets.

* * * * *

§ 7701. DEFINITIONS.

(a) When used in this title, where not otherwise distinctly expressed or manifestly incompatible with the intent thereof—

* * * * *

(9) UNITED STATES.—The term “United States” when used in a geographical sense includes only the States [the Territory of Hawaii,] and the District of Columbia.

(10) STATE.—The term “State” shall be construed to include [the Territory of Hawaii and] the District of Columbia, where such construction is necessary to carry out provisions of this title.

TITLE 28, UNITED STATES CODE

§ 91. HAWAII.

Hawaii constitutes one judicial district which includes the Midway Islands, Wake Island, Johnston Island, Sand Island, Kingman Reef, [Kure Island,] Palmyra Island, Baker Island, Howland Island, Jarvis Island, Canton Island, and Enderbury Island: *Provided*, That the inclusion of Canton and Enderbury Islands in such judicial district shall in no way be construed to be prejudicial to the claims of the United Kingdom to said Islands in accordance with the agreement of April 6, 1939, between the Governments of the United States and of the United Kingdom to set up a regime for their use in common. Court shall be held at Honolulu.

ACT OF JUNE 15, 1950 (64 STAT. 217), AS AMENDED (48 U.S.C. 644a)

The jurisdiction of the United States District Court for the District of Hawaii is hereby extended to all civil and criminal cases arising on or within the Midway Island, Wake Island, Johnston Island, Sand Island, Kingman Reef, [Kure Island,] Palmyra Island, Baker Island, Howland Island, Jarvis Island, and, having regard to the special status of Canton and Enderbury Islands pursuant to an agreement of April 6, 1939, between the Governments of the United States and of the United Kingdom to set up a regime for their use in common, the said jurisdiction is also extended to all civil and criminal cases arising on or within Canton Island and Enderbury Island: * * *

VOCATIONAL REHABILITATION ACT (41 STAT. 735) AS AMENDED (29 U.S.C. 41 (g), (h) and (i))

SEC. 11. For the purposes of this Act—

* * * * *

(g) The term “State” includes the District of Columbia, [Hawaii,] the Virgin Islands and Puerto Rico, and Guam.

(h)(1) The “allotment percentage” for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (A) the allotment percentage shall in no case be more than 75 per centum or less than 33½ per centum, and (B) [the allotment percentage for Hawaii shall be 50 per centum, and] the

allotment percentage for Puerto Rico, Guam, and the Virgin Islands shall be 75 per centum.

(2) * * *

(3) *Promulgations of allotment percentages and computations of Federal shares made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe for Alaska an allotment percentage of 75 per centum and a Federal share of 60 per centum and, for purposes of such promulgations and computations, Alaska shall not be included as part of the "United States". Promulgations and computations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.*

(4) The term "United States" means (but only for purposes of this subsection and subsection (i)) the fifty States and the District of Columbia.

(i) The "Federal share" for any State for any fiscal year (other than the fiscal year ending June 30, 1954) shall be 100 per centum less that percentage which bears the same ratio to 40 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (A) the Federal share shall in no case be more than 70 per centum or less than 50 per centum, and (B) [the Federal share for Hawaii shall be 60 per centum, and] the Federal share for Puerto Rico, Guam, and the Virgin Islands shall be 70 per centum. * * *

ACT OF JUNE 6, 1933 (48 STAT. 114), AS AMENDED (29 U.S.C. 49b(b))

SEC. 3. (a) * * *.

(b) Whenever in this Act the word "State" or "States" is used, it shall be understood to include [Hawaii, Alaska,] Puerto Rico, Guam, and the Virgin Islands.

FAIR LABOR STANDARDS ACT OF 1938 (52 STAT. 1060), AS AMENDED (29 U.S.C. 213(f) AND 217)

SEC. 13. (f) The provisions of sections 6, 7, 11, and 12 shall not apply with respect to any employee whose services during the work-week are performed in a workplace within a foreign country or within territory under jurisdiction of the United States other than the following: a State of the United States; the District of Columbia; [Alaska; Hawaii;] Puerto Rico; the Virgin Islands; outer Continental Shelf lands defined in the Outer Continental Shelf Lands Act; American Samoa; Guam; Wake Islands; and the Canal Zone.

* * * * *

SEC. 17. The district courts, together with [the District Court for the Territory of Alaska,] the United States District Court for the District of the Canal Zone, the District Court of the Virgin Islands and the District Court of Guam shall have jurisdiction, for cause shown, to restrain violations of section 15 of this Act: *Provided*, That no court shall have jurisdiction, in any action brought by the Secre-

tary of Labor to restrain such violations, to order the payment to employees of unpaid minimum wages or unpaid overtime compensation or an additional equal amount as liquidated damages in such action.

WELFARE AND PENSION PLANS DISCLOSURE ACT (72 STAT. 997; 29 U.S.C. 302(a)(9))

SEC. 3. (a) When used in this Act—

* * * * *

(9) The term "State" means any State of the United States, the District of Columbia, [Hawaii,] Puerto Rico, the Virgin Islands, and the Canal Zone.

TITLE 32, UNITED STATES CODE

§ 101. DEFINITIONS.

In addition to the definitions in sections 1–5 of title 1, the following definitions apply in this title:

(1) "Territory" means [Hawaii or] any Territory organized after this title is enacted, so long as it remains a Territory.

* * * * *

FEDERAL WATER POLLUTION CONTROL ACT (62 STAT. 1155) AS AMENDED (33 U.S.C. 466(d) AND 466(j))

SEC. 5. (h)(1) The "Federal share" for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (A) the Federal share shall in no case be more than 66⅔ per centum or less than 33⅓ per centum, and (B) the Federal share [for Hawaii shall be 50 per centum, and] for Puerto Rico and the Virgin Islands shall be 66⅔ per centum.

(2) * * *.

(3) *As used in this subsection, the term "United States" means the fifty States and the District of Columbia.*

(4) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available for the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.*

* * * * *

SEC. 11. When used in this Act—

* * * * *

(d) The term "State" means a State, the District of Columbia, [Hawaii,] Puerto Rico, or the Virgin Islands.

ACT OF AUGUST 3, 1956 (70 STAT. 988; 33 U.S.C. 875)

In places where the Coast and Geodetic Survey is serving which are not within the jurisdiction of any one of [the several States] *the States of the continental United States, excluding Alaska*, commanding officers of Coast and Geodetic Survey vessels, and such other officers of the Coast and Geodetic Survey as the Secretary of Commerce may designate, may exercise the general powers of the notary public in the administration of oaths for the execution, acknowledgment, and attestation of instruments and papers, and the performance of all other notarial acts. The powers conferred shall be limited to acts performed in behalf of the personnel of the Coast and Geodetic Survey or in connection with the proper execution of the functions of that agency.

TITLE 38, UNITED STATES CODE

§ 624. HOSPITAL CARE AND MEDICAL SERVICES ABROAD.

(a) Except as provided in subsections (b) and (c), the Administrator shall not furnish hospital or domiciliary care or medical services [outside the continental limits of the United States, or a Territory, Commonwealth, or possession of the United States] *outside any State*.

* * * * *

§ 903. DEATH IN VETERANS' ADMINISTRATION FACILITY.

(a) Where death occurs in a Veterans' Administration facility to which the deceased was properly admitted for hospital or domiciliary care under authority of section 610 or 611(a) of this title, the Administrator shall pay the actual cost (not to exceed \$250) of the burial and funeral.

(b) [In addition to the foregoing, when such a death occurs in the continental United States (including Alaska), the Administrator shall transport the body to the place of burial in the continental United States (including Alaska)] *In addition to the foregoing, when such a death occurs in the continental United States or Hawaii, the Administrator shall transport the body to the place of burial in the continental United States or Hawaii.* Where such a death occurs in a Territory, a Commonwealth, or a possession of the United States, the Administrator shall transport the body to the place of burial within such Territory, Commonwealth, or possession.

(c) Within the limits prescribed in subsection (a), the Administrator may make contracts for burial and funeral services without regard to the laws requiring advertisement for proposals for supplies and services for the Veterans' Administration.

* * * * *

§ 2007. DEFINITIONS.

When used in this subchapter—

(a) The term "Korean conflict veteran" means any person who has served in the active service in the Armed Forces at any time on or after June 27, 1950, and before February 1, 1955, and who has been discharged or released from such active service under conditions other than dishonorable after continuous service of ninety days or more, or by reason of an actual service-incurred injury or disability.

(b) The term "unemployment compensation" means the money payments to individuals with respect to their unemployment.

(c) The term "State" includes [Hawaii,] Puerto Rico, the Virgin Islands, and the District of Columbia.

ACT OF MARCH 3, 1931 (46 STAT. 1494), AS AMENDED (40 U.S.C. 276a)

The advertised specifications for every contract in excess of \$2,000, to which the United States or the District of Columbia is a party, for construction, alteration, and/or repair, including painting and decorating, of public buildings or public works of the United States or the District of Columbia within the geographical limits of the States of the Union [, the Territory of Alaska, the Territory of Hawaii,] or the District of Columbia, and which requires or involves the employment of mechanics and/or laborers shall contain a provision stating the minimum wages to be paid various classes of laborers and mechanics which shall be based upon the wages that will be determined by the Secretary of Labor to be prevailing for the corresponding classes of laborers and mechanics employed on projects of a character similar to the contract work in the city, town, village, or other civil subdivision of the State [, or the Territory of Alaska, or the Territory of Hawaii] in which the work is to be performed, or in the District of Columbia if the work is to be performed there; and every contract based upon these specifications shall contain a stipulation that the contractor or his subcontractor shall pay all mechanics and laborers employed directly upon the site of the work, unconditionally and not less often than once a week, and without subsequent deduction or rebate on any account, the full amounts accrued at time of payment, computed at wage rates not less than those stated in the advertised specifications, regardless of any contractual relationship which may be alleged to exist between the contractor or subcontractor and such laborers and mechanics, and that the scale of wages to be paid shall be posted by the contractor in a prominent and easily accessible place at the site of the work; and the further stipulation that there may be withheld from the contractor so much of accrued payments as may be considered necessary by the contracting officer to pay to laborers and mechanics employed by the contractor or any subcontractor on the work the difference between the rates of wages required by the contract to be paid laborers and mechanics on the work and the rates of wages received by such laborers and mechanics and not refunded to the contractor, subcontractors, or their agents.

**FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT
OF 1949 (63 STAT. 378) AS AMENDED (40 U.S.C. 472(f),
491(j), 514(c), AND 522(a))**

SEC. 3. As used in this Act—

* * * * *

(f) The term "foreign excess property" means any excess property located outside the [continental United States (including Alaska), Hawaii.] *States of the Union, the District of Columbia, Puerto Rico, and the Virgin Islands.*

* * * * *

SEC. 211. (j) The United States Civil Service Commission shall issue regulations to govern executive agencies in authorizing civilian personnel to operate Government-owned motor vehicles for official purposes within the [continental United States, its Territories and possessions] *States of the Union, the District of Columbia, Puerto Rico, and the possessions of the United States.* * * *

* * * * *

SEC. 404. (c) The head of each executive agency responsible for the disposal of foreign excess property hereunder may, as may be necessary to carry out his functions under this title, (1) subject to the civil-service and classification laws, appoint and fix the compensation of personnel, and (2) without regard to the civil-service laws, appoint personnel outside the [continental limits of the United States] *States of the Union and the District of Columbia.*

* * * * *

SEC. 702. As used in this title—

(a) The term "State" means each of the several States of the United States [and the Territory of Hawaii].

BUY AMERICAN ACT

**TITLE III OF THE ACT OF MARCH 3, 1933 (47 STAT. 1520) AS
AMENDED (41 U.S.C. 10c)**

SEC. 1. When used in this title—

(a) The term "United States", when used in a geographical sense, includes the United States and any place subject to the jurisdiction thereof;

(b) The terms "public use", "public building", and "public work" shall mean use by, public building of, and public work of, the United States, the District of Columbia, [Hawaii,] Puerto Rico, American Samoa, the Canal Zone, and the Virgin Islands.

**PUBLIC HEALTH SERVICE ACT (58 STAT. 682) AS AMENDED
(42 U.S.C. 201, 255, 264, AND 291i)**

SEC. 2. When used in this Act—

* * * * *

(f) The term "State" means a State or the District of Columbia, [Hawaii,] Puerto Rico, or the Virgin Islands, except that as used in section 361(d) such term means a State or the District of Columbia.

* * * * *

SEC. 331. The Service shall, in accordance with regulations, receive into any hospital of the Service suitable for his accommodation any person afflicted with leprosy who presents himself for care, detention, or treatment, or who may be apprehended under section 332 or 361 of this Act, and any person afflicted with leprosy duly consigned to the care of the Service by the proper health authority of any State [, Territory, or the District of Columbia]. * * * When so provided in appropriations available for any fiscal year for the maintenance of hospitals of the Service, the Surgeon General is authorized and directed to make payments to the Board of Health of [the Territory of Hawaii] *Hawaii* for the care and treatment in its facilities of persons afflicted with leprosy at a per diem rate, determined from time to time by the Surgeon General, which shall, subject to the availability of appropriations, be approximately equal to the per diem operating cost per patient of such facilities, except that such per diem rate shall not be greater than the comparable per diem operating cost per patient at the National Leprosarium, Carville, Louisiana.

* * * * *

SEC. 361. (c) Except as provided in subsection (d), regulations prescribed under this section, insofar as they provide for the apprehension, detention, examination, or conditional release of individuals, shall be applicable only to individuals coming into a State or possession from a foreign country [, the Territory of Hawaii,] or a possession.

* * * * *

SEC. 631. For the purposes of this title—

(a) the allotment percentage for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (1) the allotment percentage shall in no case be more than 75 per centum or less than 33½ per centum, and (2) [the allotment percentage for Hawaii shall be 50 per centum, and] the allotment percentage for Puerto Rico, Guam, and the Virgin Islands shall be 75 per centum;

(b) (1) the allotment percentages shall be promulgated by the Surgeon General between July 1 and August 31 of each even-numbered year, on the basis of the average of the per capita incomes of the States and of the [continental] United States for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. * * *

(2) *The term "United States" means (but only for purposes of this subsection and subsection (a)) the fifty States and the District of Columbia:*

(3) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe an allotment percentage for Alaska of 50 per centum and, for purposes of such promulgation, Alaska shall not be included as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years:*

(c) * * *

(d) the term "State" includes [Hawaii,] Puerto Rico, Guam, the Virgin Islands, and the District of Columbia.

SOCIAL SECURITY ACT (49 STAT. 620) AS AMENDED (42 U.S.C. 402 410 418 724 1301 AND 1361(a))

SEC. 202. (i) * * * In the case of any individual who died outside the [forty-nine] *fifty* States and the District of Columbia after December 1956 while he was performing service, as a member of a uniformed service, to which the provisions of section 210(m)(1) are applicable, and who is returned to any of such States, or the District of Columbia, or to any Territory or possession of the United States, for interment or reinterment, the provisions of the third sentence of this subsection shall not prevent payment to any person under the second sentence of this subsection if application for a lump-sum death payment with respect to such deceased individual is filed by or on behalf of such person (whether or not legally competent) prior to the expiration of two years after the date of such interment or reinterment.

* * * * *

SEC. 210. (h) The term "State" includes [Hawaii,] the District of Columbia [,] and the Virgin Islands; and on and after the effective date specified in section 219 such term includes Puerto Rico.

(i) the term "United States" when used in a geographical sense means the States, [Hawaii,] the District of Columbia, and the Virgin Islands; and on and after the effective date specified in section 219 such term includes Puerto Rico.

* * * * *

SEC. 218. (d)(6) * * *.

(C) For the purposes of this subsection, any retirement system established by the State of California, Connecticut, Florida, Georgia, Massachusetts, Minnesota, New York, North Dakota, Pennsylvania, Rhode Island, Tennessee, Vermont, Washington, Wisconsin, or [the Territory of] Hawaii, or any political subdivision of any such State [or Territory], which, on, before, or after August 1, 1956, is divided into two divisions or parts, one of which is composed of positions of members of such system who desire coverage under an agreement under this section and the other of which is composed of positions of members of such system who do not desire such coverage, shall, if the State [or Territory] so desires and if it is provided that there shall be included in such division or part composed of members desiring such coverage the positions of individuals who become members of such system after such coverage is extended, be deemed to be a separate retirement system with respect to each such division or part.

(D) * * *.

(E) * * *.

(F) * * *.

(G) For the purposes of this subsection, in the case of any retirement system of the State of Florida, Georgia, Minnesota, North Dakota, Pennsylvania, Washington, or [the Territory of] Hawaii which covers positions of employees of such State [or Territory] who are

compensated in whole or in part from grants made to such State [or Territory] under title III, there shall be deemed to be, if such State [or Territory] so desires, a separate retirement system with respect to any of the following:

(i) the positions of such employees;

(ii) the positions of all employees of such State [or Territory] covered by such retirement system who are employed in the department of such State [or Territory] in which the employees referred to in clause (i) are employed; or

(iii) employees of such State [or Territory] covered by such retirement system who are employed in such department of such State [or Territory] in positions other than those referred to in clause (i).

* * * * *

(p) * * * Any agreement with the State of Alabama, California, Florida, Georgia, Kansas, Maryland, New York, North Carolina, North Dakota, Oregon, South Carolina, South Dakota, Tennessee, Vermont, Washington, or [Territory of] Hawaii entered into pursuant to this section prior to August 1, 1956 may, notwithstanding the provisions of subsection (d)(5)(A) of this section and the referenees thereto in subsections (d)(1) and (d)(3) of this section, be modified pursuant to subsection (c)(4) of this section to apply to service performed by employees of such State or any political subdivision thereof in any policeman's or fireman's position covered by a retirement system in effect on or after August 1, 1956, but only upon compliance with the requirements of subsection (d)(3) of this section. For the purposes of the preceding sentence, a retirement system which covers positions of policemen or firemen, or both, and other positions shall, if the State concerned so desires, be deemed to be a separate retirement system with respect to the positions of such policemen or firemen, or both, as the case may be.

* * * * *

SEC. 524. (a) The "allotment percentage" for any State shall be 100 per centum less the State percentage; and the State percentage shall be that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*; except that (A) the allotment percentage shall in no case be less than 30 per centum or more than 70 per centum, and (B) the allotment percentage shall be 70 per centum in the case of Puerto Rico, the Virgin Islands, and Guam.

(b) For the fiscal year ending June 30, 1960, and each year thereafter, the "Federal share" for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the [continental United States (including Alaska)] *United States*, except that (1) in no case shall the Federal share be less than 33½ per centum or more than 66½ per centum, and (2) the Federal share shall be 66½ per centum in the case of Puerto Rico, the Virgin Islands, and Guam. For the fiscal year ending June 30, 1959, the Federal share shall be determined pursuant to the provisions of section 521 as in effect prior to the enactment of the Social Security Amendments of 1958.

(e) The Federal share and the allotment percentage for each State shall be promulgated by the Secretary between July 1 and August 31

of each even-numbered year, on the basis of the average per capita income of each State and of the [continental United States (including Alaska)] *United States* for the three most recent calendar years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the two fiscal years in the period beginning July 1 next succeeding such promulgation: *Provided*, That the Secretary shall promulgate such Federal shares and allotment percentages as soon as possible after the enactment of the Social Security Amendments of 1958, which promulgation shall be conclusive for each of the 3 fiscal years in the period ending June 30, 1961.

(d) *For purposes of this section, the term "United States" means the fifty States and the District of Columbia.*

(e) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.*

* * * * *

SEC. 1101. (a) When used in this Act—

(1) The term "State" includes [Hawaii and] the District of Columbia, and when used in title I, IV, V, VII, X, and XIV of this Act includes Puerto Rico, the Virgin Islands, and Guam.

(2) The term "United States" when used in a geographical sense means the States [, Hawaii,] and the District of Columbia.

* * * * *

(8) (A) The "Federal percentage" for any State (other than Puerto Rico, the Virgin Islands, and Guam) shall be 100 per centum less the State percentage; and the State percentage shall be that percentage which bears the same ratio to 50 per centum as the square of the per capita income of such State bears to the square of the per capita income of the [continental United States (including Alaska)] *United States*; except that [(i)] the Federal percentage shall in no case be less than 50 per centum or more than 65 per centum [, and (ii) the Federal percentage shall be 50 per centum for Hawaii].

(B) The Federal percentage for each State (other than Puerto Rico, the Virgin Islands, and Guam) shall be promulgated by the Secretary between July 1 and August 31 of each even-numbered year, on the basis of the average per capita income of each State of the [continental United States (including Alaska)] *United States* for the three most recent calendar years for which satisfactory data are available from the Department of Commerce. * * *

(C) *The term "United States" means (but only for purposes of subparagraphs (A) and (B) of this paragraph) the fifty States and the District of Columbia.*

(D) *Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal percentage for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included*

as part of the "United States". Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.

* * * * *

SEC. 1501. (a) * * * For the purpose of paragraph (5) of this subsection, the term "United States" when used in a geographical sense means the States, [Alaska, Hawaii,] the District of Columbia, Puerto Rico, and the Virgin Islands.

**ACT OF JANUARY 12, 1895 (28 STAT. 617), AS AMENDED
(44 U.S.C. 183)**

SEC. 73. The Public Printer shall furnish the Congressional Record as follows and shall furnish gratuitously no others in addition thereto: * * * To the offices of the Governors of [Hawaii,] Puerto Rico, Guam, and the Virgin Islands, each, five copies in both daily and bound form. * * * To the governor of each State, one copy in both daily and bound form. * * *

**FEDERAL REGISTER ACT (49 STAT. 500), AS AMENDED
(44 U.S.C. 398)**

SEC. 8. Whenever notice of hearing or of opportunity to be heard is required or authorized to be given by or under an Act of the Congress, or may otherwise properly be given, the notice shall be deemed to have been duly given to all persons residing within the [continental United States (including Alaska)] *States of the Union and the District of Columbia*, except in cases where notice by publication is insufficient in law, if said notice shall be published in the Federal Register at such time that the period between the publication and the date fixed in such notice for the hearing or for the termination of the opportunity to be heard shall be (a) not less than the time specifically prescribed for the publication of the notice by the appropriate Act of the Congress; or (b) not less than fifteen days when no time for publication is specifically prescribed by the Act, without prejudice, however, to the effectiveness of any notice of less than fifteen days where such shorter period is reasonable.

**ACT OF FEBRUARY 16, 1925 (43 STAT. 947), AS AMENDED
(46 U.S.C. 18)**

SEC. 1. For the purposes of the navigation laws of the United States and of the Ship Mortgage Act of 1920, every vessel of the United States shall have a "home port" in the United States, including [Alaska, Hawaii, and] Puerto Rico, which port the owner of such vessel, subject to the approval of the Commissioner of Customs, shall specifically fix and determine, and subject to such approval may from time to time change. * * *

**MERCHANT MARINE ACT, 1936 (49 STAT. 1985), AS AMENDED
(46 U.S.C. 1155(a), 1176, AND 1192)**

SEC. 505. (a) All construction in respect of which a construction-differential subsidy is allowed under this title shall be performed in a shipyard within the continental limits of the United States as the result of competitive bidding, after due advertisement, with the right reserved in the applicant to reject, and in the Federal Maritime Board to disapprove, any or all bids. * * * *For the purposes of this subsection, the term "continental limits of the United States" includes the States of Alaska and Hawaii.*

* * * * *

SEC. 606. Every contract for an operating-differential subsidy under this title shall provide (1) * * *; and (7) what whenever practicable, the operator shall use only articles, materials, and supplies of the growth, production, and manufacture of the United States,* * * except when it is necessary to purchase supplies and equipment outside the United States to enable such vessel to continue and complete her voyage, and the operator shall perform repairs to subsidized vessels within the continental limits of the United States, except in an emergency. *For the purposes of this section, the term "continental limits of the United States" includes the States of Alaska and Hawaii.*

* * * * *

SEC. 702. The Secretary of Commerce is authorized to have constructed in shipyards in the continental United States such new vessels as he shall determine may be required to carry out the objects of this Act, and to have old vessels reconditioned or remodeled in such yards: *Provided, That if satisfactory contracts for such new construction or reconstruction, in accordance with the provisions of this Act, cannot be obtained from private shipbuilders, the Secretary is authorized to have such vessels constructed, reconditioned, or remodeled in United States navy yards. For the purposes of this section, the term "continental United States" includes the States of Alaska and Hawaii.*

**COMMUNICATIONS ACT OF 1934 (48 STAT. 1064),
AS AMENDED (47 U.S.C. 222)**

SEC. 222. (a) (10) The term "continental United States" means [the several States and the District of Columbia] *the District of Columbia and the States of the Union, except Hawaii.*

ACT OF SEPTEMBER 7, 1957 (71 STAT. 629), AS AMENDED

SEC. 3. The Board is hereby authorized to guarantee any lender against loss of principal or interest on any aircraft purchase loan made by such lender to any air carrier holding a certificate of public convenience and necessity issued by the Board (a) designated therein to be for local or feeder air service, or (b) providing for operations wholly within the [Territory] *State of Hawaii*, or (c) providing for operations (the major portion of which are conducted either within Alaska or

between Alaska and the United States) within the State of Alaska (including service between Alaska and the United States, and between Alaska and adjacent Canadian territory), or (d) providing for operations within the Commonwealth of Puerto Rico (including service to the Virgin Islands and the Dominican Republic), or (e) providing for operations between Florida and the British West Indies (including service to Cuba), or (f) for the purpose of authorizing metropolitan helicopter service. Such guaranty shall be made in such form, on such terms and conditions, and pursuant to such regulations, as the Board deems necessary and which are not inconsistent with the provisions of this Act.

**ACT OF AUGUST 10, 1956 (70A STAT. 636) AS AMENDED
(50 U.S.C. 2285(c))**

SEC. 43. (c) This section applies only to real property in the [United States, Hawaii,] *States of the Union, the District of Columbia, and Puerto Rico.* It does not apply to real property for river and harbor projects or flood-control projects, or to leases of Government-owned real property for agricultural or grazing purposes.

**UNIVERSAL MILITARY TRAINING AND SERVICE ACT (62
STAT. 624), AS AMENDED (50 U.S.C., APP. SEC. 466(b))**

SEC. 16. (b) The term "United States", when used in a geographical sense, shall be deemed to mean the several States, the District of Columbia, [Hawaii,] Puerto Rico, the Virgin Islands, and Guam.

ACT OF MARCH 18, 1959 (73 STAT. 5)

SEC. 5. (b) Except as provided in subsection (c) and (d) of this section, the United States grants to the State of Hawaii, effective upon its admission into the Union, the United States title to all the public lands and other public property, *and to all lands defined as "available lands" by section 203 of the Hawaiian Homes Commission Act, 1920, as amended,* within the boundaries of the State of Hawaii, title to which is held by the United States immediately prior to its admission into the Union. The grant hereby made shall be in lieu of any and all grants provided for new States by provisions of law other than this Act, and such grants shall not extend to the State of Hawaii.

**INDEPENDENT OFFICES APPROPRIATION ACT, 1960
(73 STAT. 500, 507)**

No part of any money appropriated by this or any other Act for any agency of the executive branch of the Government shall be used during the current fiscal year [for the purchase within the continental limits of the United States of any typewriting machines] *for the purchase within the States of the Union and the District of Columbia of any*

typewriting machines except in accordance with regulations issued pursuant to the provisions of the Federal Property and Administrative Services Act of 1949, as amended.

ACT OF MARCH 18, 1959 (73 STAT. 12)

SEC. 18. (a) Nothing contained in this Act shall be construed as depriving the Federal Maritime Board of the exclusive jurisdiction heretofore conferred on it over common carriers engaged in transportation by water between any port in the State of Hawaii and other ports in the United States, or possessions, **[or is conferring]** *or as conferring* on the Interstate Commerce Commission jurisdiction over transportation by water between any such ports.

ALASKA OMNIBUS ACT (PUBLIC LAW 86-70; 73 STAT. 141)

SEC. 47. (a) The amendments made by paragraph (2) of subsection (a) of section 18, by subsection (a) of section 28, by paragraph (1) of subsection (c) of section 31, by subsections (a) and (b) of section 32, and, except as provided in subsection (c) of this section, by subsection (b) of section 24, shall be applicable in the case of promulgations of Federal shares, allotment percentages, allotment ratios, and Federal percentages, as the case may be, made after satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska, and for this purpose such promulgations shall, before such data for the full period required by the applicable statutory provision as so amended are available from the Department of Commerce, be based on satisfactory data available from such Department for such one full year or, when such data for a two-year period are available, for such two years.

(b) The amendments made by paragraphs (1) and (3) of subsection (a) of section 18 shall be applicable, in the case of allotments under section 302(b) or 502 of the National Defense Education Act of 1958, for fiscal years beginning July 1, 1959, and, in the case of allotments under section 302(a) of such Act, in the case of allotments based on allotment ratios, promulgated under such section 302(a), to which the amendment made by paragraph (2) of subsection (a) of section 18 of this Act is applicable.

[(c) (1)] The allotment percentage determined for Alaska under section 11(h) of the Vocational Rehabilitation Act, as amended by this Act, for the first, second, third, and fourth years for which the amendments made by this Act are applicable to such section shall be increased by 76 per centum, 64 per centum, 52 per centum, and 28 per centum, respectively, of the difference between such allotment percentage for the year involved and 75 per centum.

[(2)] The Federal share for Alaska determined under section 11(i) of the Vocational Rehabilitation Act, as amended by this Act, for the first year for which the amendments made by this Act are applicable to such section shall be increased by 70 per centum of the difference between such Federal share for such year and 60 per centum.

[(3)] If such first year for which such amendments made by this Act are applicable in any fiscal year ending prior to July 1, 1962, the

adjusted Federal share for Alaska for such year for purposes of section 2(b) of the Vocational Rehabilitation Act shall, notwithstanding the provisions of paragraph (3) (A) of such section 2(b), be the Federal share determined pursuant to paragraph (2) of this subsection.】

(d) The amendments made by paragraphs (2) and (3) of subsection (b), by subsection (c), and by paragraph (4) of subsection (d) of section 18; by subsection (a) of section 24; by subsection (b) of section 28; by subsection (a), by subparagraphs (2), (3), and (4) of subsection (b), and by paragraph (2) of subsection (c) of section 31; by paragraph (2) of subsection (c) and by subsection (d) of section 32; and, except as provided in subsection (b) of this section by paragraph (1) of subsection (a) of section 18, shall be effective on January 3, 1959.

(e) The amendment made by paragraph (1) of subsection (c) of section 32 shall apply in the case of deaths occurring on or after January 3, 1959.

(f) The amendments made by paragraph (1) of subsection (b) and paragraph (1), (2), and (3) of subsection (d) of section 18 shall be applicable for fiscal years beginning July 1, 1959.

(g) The amendments in sections 40 and 42 shall take effect when enacted: *Provided, however,* That with respect to injuries or deaths occurring on or after January 3, 1959, and prior to the effective date of these amendments, claims filed by employees engaged in the State of Alaska in any of the employments covered by the Defense Base Act (and their dependents) may be adjudicated under the Workmen's Compensation Act of Alaska instead of the Defense Base Act.



1870 H. R. 11002

AN ACT

TO

AMEND AN ACT

TO

AMEND AN ACT

TO

AMEND AN ACT

TO

AMEND AN ACT

TO

AMEND AN ACT

TO

AMEND AN ACT

TO

Calendar No. 1751

86TH CONGRESS
2D SESSION

H. R. 11602

[Report No. 1681]

IN THE SENATE OF THE UNITED STATES

MAY 17, 1960

Read twice and referred to the Committee on Interior and Insular Affairs

JUNE 24, 1960

Reported by Mr. LONG of Hawaii, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Hawaii Omnibus Act".

4 PRINTING OUTSIDE UNITED STATES

5 SEC. 2. Subsection (a) of section 2 of the Act of Au-
6 gust 1, 1956 (70 Stat. 890), is amended by striking out
7 the words "the continental United States" and inserting in
8 lieu thereof the words "the States of the United States and
9 the District of Columbia".

1 SOIL BANK ACT

2 SEC. 3. Section 113 of the Soil Bank Act, as amended,
3 is amended to read as follows: "This subtitle B shall apply to
4 the several States and, if the Secretary determines it to be in
5 the national interest, to the Commonwealth of Puerto Rico
6 and the Virgin Islands; and as used in this subtitle B, the
7 term 'State' includes Puerto Rico and the Virgin Islands."

8 ARMED FORCES

9 SEC. 4. (a) Title 10, United States Code, section 101
10 (2), is amended by striking out the words "Hawaii or".

11 (b) Title 10, United States Code, sections 802 (11)
12 and 802 (12), are each amended by striking out the words
13 "the main group of the Hawaiian Islands,".

14 (c) Title 10, United States Code, section 2662 (c), is
15 amended by striking out the word ", Hawaii,".

16 (d) Title 10, United States Code, is amended by strik-
17 ing out clause (6) of section 4744; by renumbering clauses
18 (7) through (9) as clauses (6) through (8); by amending
19 redesignated clause (8) to read as follows: "The families
20 of persons described in clauses (1), (2), (4), (5), and
21 (7)."; and by striking out the words "clause (8) or (9)"
22 in the last sentence of such section and inserting in lieu
23 thereof the words "clause (7) or (8)".

HOME LOAN BANK BOARD

SEC. 5. (a) Paragraph (3) of section 2 of the Federal Home Loan Bank Act, as amended, is further amended by striking out the words "the Virgin Islands of the United States, and the Territory of Hawaii" and by inserting in lieu thereof the words "and the Virgin Islands of the United States".

(b) Section 7 of the Home Owners' Loan Act of 1933, as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii".

NATIONAL HOUSING ACT

SEC. 6. The National Housing Act is amended by striking out the word "Hawaii," in sections 9, 201(d), 207(a)(7), 601(d), 713(q), and 801(g).

SECURITIES AND EXCHANGE COMMISSION

SEC. 7. (a) Paragraph (6) of section 2 of the Securities Act of 1933, as amended, is further amended by striking out the word "Hawaii,".

(b) Paragraph (16) of section 3(a) of the Securities Exchange Act of 1934, as amended, is further amended by striking out the word "Hawaii,".

(c) Paragraph (37) of section 2(a) and paragraph

1 (1) of section 6 (a) of the Investment Company Act of
 2 1940, as amended, are each amended by striking out the
 3 word "Hawaii,".

4 (d) Paragraph (18) of section 202 (a) of the Invest-
 5 ment Advisers Act of 1940, as amended, is further amended
 6 by striking out the word "Hawaii,".

7 **SMALL BUSINESS INVESTMENT ACT**

8 ~~SEC. 8.~~ Paragraph ~~(4)~~ of section ~~103~~ of the Small
 9 Business Investment Act of 1958 is amended by striking out
 10 the words "~~the Territories of Alaska and Hawaii,~~".

11 **SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT**

12 ~~SEC. 9~~ 8. (a) Section 8 (b) of the Soil Conservation
 13 and Domestic Allotment Act, as amended, is further amended
 14 by striking out the words "in the continental United States,
 15 except in Alaska," and inserting in lieu thereof the words
 16 "in the States of the Union, except Alaska,".

17 (b) Section 17 (a) of the Soil Conservation and Do-
 18 mestic Allotment Act, as amended, is further amended to
 19 read as follows: "This Act shall apply to the States, the
 20 Commonwealth of Puerto Rico, and the Virgin Islands, and,
 21 as used in this Act, the term 'State' includes Puerto Rico
 22 and the Virgin Islands."

23 **WATER STORAGE AND UTILIZATION**

24 ~~SEC. 10~~ 9. Section 1 of the Act of August 28, 1937 (50
 25 Stat. 869), as amended, is further amended by striking out

1 the words "the United States, including the Territories of
2 Alaska and Hawaii, and Puerto Rico and the Virgin Islands"
3 and inserting in lieu thereof the words "the States of the
4 United States and in Puerto Rico and the Virgin Islands".

5 WILDLIFE RESTORATION

6 SEC. ~~11~~ 10. Section 2 of the Act of September 2, 1937
7 (50 Stat. 917), as amended, is further amended by striking
8 out the words "; and the term 'State' shall be construed
9 to mean and include the several States and the Territory
10 of Hawaii".

11 FISHERY RESOURCES

12 SEC. ~~12~~ 11. The Act of August 4, 1947 (61 Stat. 726),
13 is amended—

14 (a) by striking out the words "the Territories and
15 island possessions of the United States" and inserting
16 in lieu thereof the words "the United States and its
17 island possessions" in sections 1 and 2;

18 (b) by striking out the words "Territory of Hawaii
19 and" in section 1;

20 (c) by striking out the word "Territorial" and
21 inserting in lieu thereof the word "State" in section 3;
22 and

23 (d) by striking out the words "Hawaiian Islands"
24 and "Territory of Hawaii" and inserting in lieu thereof,
25 in both cases, the words "State of Hawaii" in section 4.

FISH RESTORATION

SEC. ~~43~~ 12. Section 2 (d) of the Act of August 9, 1950 (64 Stat. 431), as amended, is further amended by striking out the words “; and the term ‘State’ shall be construed to mean and include the several States and the Territory of Hawaii”.

CRIMINAL CODE

SEC. ~~44~~ 13. (a) Title 18, United States Code, section 1401, is amended by striking out the words “the Territory of Alaska, the Territory of Hawaii,”.

(b) Title 18, United States Code, section 5024, is amended by striking out the words preceding the first comma and inserting in lieu thereof the words “This chapter shall apply in the States of the United States”.

(c) Section 6 of Public Law 85-752, as amended, is further amended by striking out the words preceding the first comma and inserting in lieu thereof the words “Sections 3 and 4 of this Act shall apply in the States of the United States”.

EDUCATION

National Defense Education Act

SEC. ~~45~~ 14. (a) (1) Subsection (a) of section 103 of the National Defense Education Act of 1958, relating to definition of State, is amended by striking out “Hawaii,” each time it appears therein.

1 (2) (A) Paragraph (2), and subparagraph (C) of
2 paragraph (3), of subsection (a) of section 302 of such
3 Act, relating to allotments for science, mathematics, and
4 foreign language instruction equipment, are each amended
5 by striking out "continental United States" each time it
6 appears therein and inserting in lieu thereof "United States".

7 (B) Effective in the case of promulgations of allotment
8 ratios made, under section 302 of such Act, after enactment
9 of this Act and before satisfactory data are available from
10 the Department of Commerce for a full year on the per
11 capita income of Alaska, subparagraph B of such para-
12 graph (3) is amended to read:

13 “(B) The term ‘United States’ means the continental
14 United States (excluding Alaska) and Hawaii.”

15 (C) Effective in the case of promulgations of allotment
16 ratios made under such section 302 after such data for a
17 full year are available from the Department of Commerce,
18 subparagraph (B) of such paragraph (3) is amended to
19 read:

20 “(B) The term ‘United States’ means the fifty States
21 and the District of Columbia.”

22 Promulgations of allotment ratios made under such
23 section 302 after such data for a full year are available
24 from the Department of Commerce, but before such data
25 are available therefrom for a full three-year period, shall

1 be based on such data for such one full year or, when
2 such data are available for a two-year period, for such two
3 years.

4 (3) Section 1008 of such Act, relating to allotments
5 to territories, is amended by striking out "Hawaii,".

6 Vocational Education

7 (b) (1) Section 4 of the Act of March 10, 1924 (43
8 Stat. 18), extending the benefits of the Smith-Hughes voca-
9 tional education law to Hawaii, is repealed.

10 (2) The last sentence of section 2 of the Act of Febru-
11 ary 23, 1917 (39 Stat. 930), relating to allotments for
12 salaries of teachers of agricultural subjects, is amended by
13 striking out "\$27,000" and inserting in lieu thereof "\$28,-
14 500". The last sentence of section 4 of such Act, as
15 amended, relating to allotments for teacher training, is
16 amended by striking out "\$98,500" and inserting in lieu
17 thereof "\$105,200".

18 (3) Paragraph (1) of section 2 of the Vocational
19 Education Act of 1946, relating to definition of States and
20 Territories, is amended by striking out "the Territory of
21 Hawaii,".

22 (4) Subsection (e) of section 210 and subsection (a)
23 of section 307 of such Act, relating to definition of State,
24 are each amended by striking out "Hawaii,".

1 School Construction Assistance in Federally Affected Areas

2 (c) Paragraph (13) of section 15 of the Act of Septem-
3 ber 23, 1950 (64 Stat. 967), as amended, relating to defini-
4 tion of State, is amended by striking out "Hawaii,".

5 School Operation Assistance in Federally Affected Areas

6 (d) (1) The material in the parentheses in the first sen-
7 tence of subsection (d) of section 3 of the Act of September
8 30, 1960, as amended, relating to determination of local con-
9 tribution rate, is amended to read: "(other than a local
10 educational agency in Puerto Rico, Wake Island, Guam, or
11 the Virgin Islands, or in a State in which a substantial pro-
12 portion of the land is in unorganized territory for which a
13 State agency is the local educational agency, or in a State in
14 which there is only one local educational agency)".

15 (2) The fourth sentence of such subsection is amended
16 by striking out "in the continental United States (including
17 Alaska)" and inserting in lieu thereof "(other than Puerto
18 Rico, Wake Island, Guam, or the Virgin Islands)" and by
19 striking out "continental United States" in clause (ii) of such
20 sentence and inserting in lieu thereof "United States (which
21 for purposes of this sentence and the next sentence means
22 the fifty States and the District of Columbia)". The fifth
23 sentence of such subsection is amended by striking out "con-
24 tinental" before "United States" each time it appears therein
25 and by striking out "(including Alaska)".

1 (3) The last sentence of such subsection is amended
 2 by striking out "Hawaii," and by inserting after "for which
 3 a State agency is the local educational agency," the follow-
 4 ing: "or in any State in which there is only one local
 5 educational agency,".

6 (4) Paragraph (8) of section 9 of such Act, relating
 7 to definition of State, is amended by striking out "Hawaii,".

8 Land-Grant College Aid

9 (e) Notwithstanding the last sentence of subsection
 10 (b) of section 5 of the Act entitled "An Act to provide for
 11 the admission of the State of Hawaii into the Union",
 12 approved March 18, 1959 (73 Stat. 4; Public Law 86-3),
 13 there is hereby authorized to be appropriated to the State of
 14 Hawaii the sum of \$6,000,000. Amounts appropriated
 15 under this subsection shall be held and considered to be
 16 granted to such State subject to those provisions of the Act
 17 entitled "An Act donating public lands to the several States
 18 and Territories which may provide colleges for the benefit
 19 of agriculture and the mechanic arts", approved July 2,
 20 1862 (7 U.S.C. 301-308), applicable to the proceeds from
 21 the sale of land or land scrip.

22 IMPORTATION OF MILK AND CREAM

23 SEC. 46 15. Subsection (b) of section 9 of the Act of
 24 February 15, 1927 (44 Stat. 1103), as amended, is
 25 amended to read:

1 “(b) The term ‘United States’ means the fifty States
2 and the District of Columbia.”

3 OPIUM POPPY CONTROL

4 SEC. 47 16. Section 12 of the Opium Poppy Control Act
5 of 1942, as amended, is further amended by deleting there-
6 from the words “the Territory of Hawaii,”.

7 HIGHWAYS

8 SEC. 48 17. (a) The definition of the term “State” in
9 title 23, United States Code, section 101 (a), is amended to
10 read as follows:

11 “The term ‘State’ means any one of the fifty States, the
12 District of Columbia, or Puerto Rico.”

13 (b) Sections 103 (g) and 105 (e) of title 23, United
14 States Code, are repealed.

15 (c) Section 103 (d) of title 23, United States Code, is
16 amended to read as follows:

17 “(d) The Interstate System shall be designated within
18 the United States, including the District of Columbia, and it
19 shall not exceed forty-one thousand miles in total extent.
20 It shall be so located as to connect by routes, as direct as
21 practicable, the principal metropolitan areas, cities, and in-
22 dustrial centers, to serve the national defense and, to the
23 greatest extent possible, to connect at suitable border points
24 with routes of continental importance in the Dominion of
25 Canada and the Republic of Mexico. The routes of this sys-

1 tem, to the greatest extent possible, shall be selected by joint
2 action of the State highway departments of each State and
3 the adjoining States, subject to the approval by the Secretary
4 as provided in subsection (e) of this section. All highways
5 or routes included in the Interstate System as finally ap-
6 proved, if not already coincident with the primary system,
7 shall be added to said system without regard to the mileage
8 limitation set forth in subsection (b) of this section. This
9 system may be located both in rural and urban areas.”

10 (d) Notwithstanding any other provision of law, for
11 the purpose of expediting the construction, reconstruction, or
12 improvement, inclusive of necessary bridges and tunnels, of
13 the Interstate System, including extensions thereof through
14 urban areas, designated in accordance with section 103 (d)
15 of title 23, United States Code, as amended by section 1 of
16 this Act, the sum of \$12,375,000 shall be apportioned to
17 the State of Hawaii out of the sum authorized to be appro-
18 priated for the Interstate System for the fiscal year ending
19 June 30, 1962, under the provisions of section 108 (b) of
20 the Federal-Aid Highway Act of 1956 (70 Stat. 374), as
21 amended by section 7 (a) of the Federal-Aid Highway Act
22 of 1958 (72 Stat. 89), such apportionment to be made
23 at the same time such funds are apportioned to other States.
24 The total sum to be apportioned under section 104 (b) (5)
25 of title 23, United States Code, for the fiscal year ending

1 June 30, 1962, among the States other than Hawaii, shall
2 be reduced by said sum apportioned to the State of Hawaii
3 under this section. The Secretary of Commerce shall ap-
4 portion funds to the State of Hawaii for the Interstate
5 System for the fiscal year 1963 and subsequent fiscal years
6 pursuant to the provisions of said section 104 (b) (5) of
7 title 23, United States Code, and, in preparing the estimates
8 required by that section, he shall take into account the
9 apportionment made to the State of Hawaii under this
10 section.

11 (e) Section 127 of title 23, United States Code, is
12 amended by adding at the end thereof the following sen-
13 tence: "With respect to the State of Hawaii, laws or regu-
14 lations in effect on February 1, 1960, shall be applicable
15 for the purposes of this section in lieu of those in effect on
16 July 1, 1956."

17 INTERNAL REVENUE

18 SEC. 18. (a) Section 4262 (c) (1) of the Internal
19 Revenue Code of 1954 (relating to the definition of "con-
20 tinental United States" for purposes of the tax on trans-
21 portation of persons) is amended to read as follows:

22 "(1) CONTINENTAL UNITED STATES.—The term
23 'continental United States' means the District of Co-
24 lumbia and the States other than Alaska and Hawaii."

25 (b) Section 2202 of the Internal Revenue Code of 1954

1 (relating to missionaries in foreign service) is amended by
2 striking out "the State, the District of Columbia, or Hawaii"
3 and inserting in lieu thereof "the State or the District of
4 Columbia".

5 (c) Section 3121 (e) (1) of the Internal Revenue Code
6 of 1954 (relating to a special definition of "State") is
7 amended by striking out "Hawaii,".

8 (d) Sections 3306 (j) and 4233 (b) of the Internal
9 Revenue Code of 1954 (each relating to a special definition
10 of "State") are amended by striking out "Hawaii, and".

11 (e) Section 4221 (d) (4) of the Internal Revenue Code
12 of 1954 (relating to a special definition of "State or local
13 government") is amended to read as follows:

14 " (4) STATE OR LOCAL GOVERNMENT.—The term
15 'State or local government' means any State, any politi-
16 cal subdivision thereof, or the District of Columbia."

17 (f) Section 4502 (5) of the Internal Revenue Code of
18 1954 (relating to definition of "United States") is amended
19 by striking out "the Territory of Hawaii,".

20 (g) Section 4774 of the Internal Revenue Code of 1954
21 (relating to territorial extent of law) is amended by striking
22 out "the Territory of Hawaii,".

23 (h) Section 7653 (d) of the Internal Revenue Code of

1 1954 (relating to shipments from the United States) is
 2 amended by striking out “, its possessions or the Territory
 3 of Hawaii” and inserting in lieu thereof “or its possessions”.

4 (i) Section 7701 (a) (9) of the Internal Revenue
 5 Code of 1954 (relating to definition of “United States”)
 6 is amended by striking out “, the Territory of Hawaii,”.

7 (j) Section 7701 (a) (10) of the Internal Revenue
 8 Code of 1954 (relating to definition of “State”) is amended
 9 by striking out “the Territory of Hawaii and”.

10 (k) The amendments contained in subsections (a)
 11 through (j) of this section shall be effective as of August
 12 21, 1959.

13 JUDICIARY

14 SEC. ~~20~~ 19. Title 28, United States Code, section 91,
 15 and the Act of June 15, 1960 (64 Stat. 217), as amended,
 16 are each amended by striking out the words “Kure Island,”.

17 VOCATIONAL REHABILITATION

18 SEC. ~~24~~ 20. (a) Subsection (g) of section 11 of the Vo-
 19 cational Rehabilitation Act, relating to definition of “State”,
 20 is amended by striking out “Hawaii,”.

21 (b) (1) Subsections (h) and (i) of such section, re-
 22 lating to definition of allotment percentages and Federal
 23 shares for purposes of allotment and matching for vocational

1 rehabilitation services grants, are each amended by striking
2 out "continental United States" and inserting in lieu thereof
3 "United States" and by striking out "(including Alaska)".

4 (2) Paragraph (1) of such subsection (h) is further
5 amended by striking out "the allotment percentage for
6 Hawaii shall be 50 per centum, and" in clause (B).

7 (3) Subsection (h) of such section is further amended
8 by adding at the end thereof the following new paragraphs:

9 " (3) Promulgations of allotment percentages and com-
10 putations of Federal shares made before satisfactory data are
11 available from the Department of Commerce for a full year
12 on the per capita income of Alaska shall prescribe for Alaska
13 an allotment percentage of 75 per centum and a Federal
14 share of 60 per centum and, for purposes of such promulga-
15 tions and computations, Alaska shall not be included as part
16 of the 'United States'. Promulgations and computations
17 made thereafter but before per capita income data for Alaska
18 for a full three-year period are available from the Depart-
19 ment of Commerce shall be based on satisfactory data avail-
20 able therefrom for Alaska for such one full year or, when
21 such data are available for a two-year period, for such two
22 years.

23 " (4) The term 'United States' means (but only for
24 purposes of this subsection and subsection (i)) the fifty
25 States and the District of Columbia."

1 (4) Subsection (i) of such section is further amended
2 by striking out “the Federal share for Hawaii shall be 60
3 per centum, and” in clause (B).

4 LABOR

5 SEC. ~~22~~ 21. (a) Section 3 (b) of the Act of June 6, 1933
6 (48 Stat. 114), as amended, is further amended by striking
7 out the words "Hawaii, Alaska,".

8 (b) Section 13 (f) of the Fair Labor Standards Act,
9 as amended, is further amended by striking out the words
10 “Alaska; Hawaii;”.

11 (c) Section 17 of the Fair Labor Standards Act, as
12 amended, is further amended by striking out the words
13 “the District Court for the Territory of Alaska,”.

14 (d) Section 3 (a) (9) of the Welfare and Pension Plans
15 Disclosure Act is amended by striking out the word
16 “Hawaii.”

17 NATIONAL GUARD

18 SEC. 22. Title 32, United States Code, section 101
19 (1), is amended by striking out the words “Hawaii or”.

20 WATER POLLUTION CONTROL ACT

SEC. 24 23. (a) (1) Subsection (h) of section 5 of the
Federal Water Pollution Control Act, relating to Federal
share for purposes of program operation grants, is amended
by striking out “continental United States” and inserting

1 in lieu thereof "United States", by striking out "(including
2 Alaska)", and by striking out, in clause (B) of paragraph
3 (1), "for Hawaii shall be 50 per centum, and".

4 (2) Such subsection is further amended by adding at the
5 end thereof the following new paragraphs:

6 "(3) As used in this subsection, the term 'United States'
7 means the fifty States and the District of Columbia.

8 "(4) Promulgations made before satisfactory data are
9 available from the Department of Commerce for a full year
10 on the per capita income of Alaska shall prescribe a Federal
11 share for Alaska of 50 per centum and, for purposes of
12 such promulgations, Alaska shall not be included as part of
13 the 'United States'. Promulgations made thereafter but
14 before per capita income data for Alaska for a full three-year
15 period are available for the Department of Commerce shall
16 be based on satisfactory data available therefrom for Alaska
17 for such one full year or, when such data are available for
18 a two-year period, for such two years."

19 (b) Subsection (d) of section 11 of such Act, relating
20 to definition of "State", is amended by striking out
21 "Hawaii,".

22 COAST AND GEODETIC SURVEY

23 SEC. ~~25~~ 24. The first sentence of section 1 of the Act of
24 August 3, 1956 (70 Stat. 988), is amended by striking out
25 the words "the several States" and inserting in lieu thereof

1 the words “the States of the continental United States,
2 excluding Alaska”.

3 VETERANS' ADMINISTRATION

4 SEC. ~~26~~ 25. (a) Title 38, United States Code, section
5 624 (a), is amended by striking out the words “outside the
6 continental limits of the United States, or a Territory, Com-
7 monwealth, or possession of the United States” and inserting
8 in lieu thereof “outside any State”.

9 (b) The first sentence of title 38, United States Code,
10 section 903 (b), is amended to read as follows: “In addition
11 to the foregoing, when such a death occurs in the continental
12 United States or Hawaii, the Administrator shall transport
13 the body to the place of burial in the continental United
14 States or Hawaii.”

15 (c) Title 38, United States Code, section 2007 (c), is
16 amended by striking out the word “Hawaii,”.

17 DAVIS-BACON ACT

18 SEC. ~~27~~ 26. Section 1 of the Act of March 3, 1931 (46
19 Stat. 1494), as amended, is further amended by striking
20 out the words “, the Territory of Alaska, the Territory of
21 Hawaii,” and the words “, or the Territory of Alaska, or the
22 Territory of Hawaii”.

23 FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

24 SEC. ~~28~~ 27. The Federal Property and Administrative
25 Services Act of 1949, as amended, is further amended by—

1 (a) striking out the words "continental United
2 States (including Alaska), Hawaii," in section 3 (f)
3 and inserting in lieu thereof the words "States of the
4 Union, the District of Columbia,";

5 (b) striking out the words "continental United
6 States, its Territories, and possessions" in section 211 (j)
7 and inserting in lieu thereof the words "States of the
8 Union, the District of Columbia, Puerto Rico, and the
9 possessions of the United States";

10 (c) striking out the words "continental limits of
11 the United States" in section 404 (c) and inserting in
12 lieu thereof the words "States of the Union and the Dis-
13 trict of Columbia"; and

14 (d) striking out the words "and the Territory of
15 Hawaii" in section 702 (a).

16 BUY AMERICAN ACT

17 SEC. ~~29~~ 28. Section 1 (b) of title III of the Act of
18 March 3, 1933 (47 Stat. 1520), as amended, is amended
19 by striking out the word "Hawaii,".

20 PUBLIC HEALTH SERVICE ACT

21 SEC. ~~30~~ 29. (a) Subsection (f) of section 2 of the Pub-
22 lic Health Service Act, relating to definition of State, is
23 amended by striking out "Hawaii,".

24 (b) The first sentence of section 331 of such Act, relat-

1 ing to receipt and treatment of lepers, is amended by strik-
2 ing out “, Territory, or the District of Columbia”. The
3 fifth sentence of such section is amended by striking out
4 “the Territory of Hawaii” and inserting in lieu thereof
5 “Hawaii”.

6 (c) Subsection (c) of section 361 of such Act, relating
7 to regulations governing apprehension and detention of per-
8 sons to prevent the spread of a communicable disease, is
9 amended by striking out “, the Territory of Hawaii,”.

10 (d) (1) Clause (2) of subsection (a) of section 631
11 of such Act, relating to definition of allotment percentage
12 for purposes of allotments for construction of hospitals and
13 other medical service facilities, is amended by striking out
14 “the allotment percentage for Hawaii shall be 50 per centum,
15 and”.

16 (2) Such subsection is further amended by striking out
17 “continental United States (including Alaska)” and insert-
18 ing in lieu thereof “United States”.

19 (3) Subsection (b) of such section, relating to pro-
20 mulgation of allotment percentages, is amended by striking
21 out “continental United States” and inserting in lieu thereof
22 “United States”. Such subsection is further amended by
23 inserting “(1)” after “(b)” and by adding at the end
24 thereof the following new paragraphs:

1 “(2) The term ‘United States’ means (but only for
2 purposes of this subsection and subsection (a)) the fifty
3 States and the District of Columbia;

4 “(3) Promulgations made before satisfactory data are
5 available from the Department of Commerce for a full year
6 on the per capita income of Alaska shall prescribe an allot-
7 ment percentage for Alaska of 50 per centum and, for pur-
8 poses of such promulgation, Alaska shall not be included
9 as part of the ‘United States’. Promulgations made there-
10 after but before per capita income data for Alaska for a
11 full three-year period are available from the Department of
12 Commerce shall be based on satisfactory data available there-
13 from for Alaska for such one full year or, when such data
14 are available for a two-year period, for such two years;”.

15 (4) Subsection (d) of such section, relating to defini-
16 tion of State, is further amended by striking out “Hawaii,”.

17 SOCIAL SECURITY ACT

18 SEC. ~~34~~ 30. (a) (1) Paragraph (8) of subsection (a)
19 of section 1101 of the Social Security Act, relating to defini-
20 tion of Federal percentage for purposes of matching for public
21 assistance grants, is amended by striking out “continental
22 United States (including Alaska)” and inserting in lieu
23 thereof “United States”.

24 (2) Subparagraph (A) of such paragraph is further
25 amended by striking out “(i)” and by striking out “, and

1 (ii) the Federal percentage shall be 50 per centum for
2 Hawaii”.

3 (3) Such paragraph is further amended by adding after
4 subparagraph (B) the following new subparagraphs:

5 “(C) The term ‘United States’ means (but only for
6 purposes of subparagraphs (A) and (B) of this para-
7 graph) the fifty States and the District of Columbia.

8 “(D) Promulgations made before satisfactory data are
9 available from the Department of Commerce for a full year
10 on the per capita income of Alaska shall prescribe a Federal
11 percentage for Alaska of 50 per centum and, for purposes of
12 such promulgations, Alaska shall not be included as part of
13 the ‘United States’. Promulgations made thereafter but
14 before per capita income data for Alaska for a full three-
15 year period are available from the Department of Com-
16 merce shall be based on satisfactory data available therefrom
17 for Alaska for such one full year or, when such data are
18 available for a two-year period, for such two years.”

19 (b) (1) Subsections (a), (b), and (c) of section 524
20 of such Act, relating to the definition of allotment percent-
21 ages and Federal shares for purposes of allotment and
22 matching for child welfare services grants, are each amended
23 by striking out “continental United States (including
24 Alaska)” and inserting in lieu thereof “United States”.

1 (2) Such section is further amended by adding after
2 subsection (c) the following new subsections:

3 “(d) For purposes of this section, the term ‘United
4 States’ means the fifty States and the District of Columbia.

5 “(e) Promulgations made before satisfactory data are
6 available from the Department of Commerce for a full year
7 on the per capita income of Alaska shall prescribe a Federal
8 share for Alaska of 50 per centum and, for purposes of such
9 promulgations, Alaska shall not be included as part of the
10 ‘United States’. Promulgations made thereafter but before
11 per capita income data for Alaska for a full three-year period
12 are available from the Department of Commerce shall be
13 based on satisfactory data available therefrom for Alaska
14 for such one full year or, when such data are available for a
15 two-year period, for such two years.”

16 (c) (1) The last sentence of subsection (i) of section
17 202 of the Social Security Act is amended by striking out
18 “forty-nine” and inserting in lieu thereof “fifty”.

19 (2) Subsections (h) and (i) of section 210 of such Act
20 relating to definitions of State and United States for purposes
21 of old-age, survivors, and disability insurance, are each
22 amended by striking out “Hawaii,”. Such subsection (h) is
23 further amended by striking out the comma after “District of
24 Columbia”.

1 (d) (1) Paragraph (1) of subsection (a) of section
2 1101 of such Act, relating to definition of State, is amended
3 by striking out "Hawaii and".

4 (2) Paragraph (2) of such subsection, as amended,
5 relating to definition of "United States", is amended by
6 striking out ", Hawaii,".

7 (e) Subparagraph (C) and (G) of paragraph (6) of
8 subsection (d) of section 218 of the Social Security Act, as
9 amended, are each further amended by striking out "the
10 Territory of" and "or Territory" each time they appear
11 therein.

12 (f) Subsection (p) of such section is amended by strik-
13 ing out "Territory of".

14 (g) The last sentence of subsection (a) of section
15 1501 of the Social Security Act is amended by striking
16 out "Alaska, Hawaii,".

17 SMALL RECLAMATION PROJECTS

18 SEC. ~~32~~ 31. The Small Reclamation Projects Act of
19 1956 (70 Stat. 1044), as heretofore and hereafter amended,
20 shall apply to the State of Hawaii.

21 CONGRESSIONAL RECORD

22 SEC. ~~33~~ 32. Section 73 of the Act of January 12, 1895
23 (28 Stat. 617), as amended, is further amended by striking
24 out the word "Hawaii,".

1 FEDERAL REGISTER

2 SEC. ~~34~~ 33. Section 8 of the Federal Register Act (49
3 Stat. 502), as amended, is further amended by striking out
4 the words "continental United States (including Alaska)"
5 and inserting in lieu thereof the words "States of the Union
6 and the District of Columbia".

7 HOME PORTS OF VESSELS

8 SEC. ~~35~~ 34. Section 1 of the Act of February 16, 1925
9 (43 Stat. 947), as amended, is further amended by striking
10 out the words "Alaska, Hawaii, and".

11 MERCHANT MARINE ACT, 1936

12 SEC. ~~36~~ 35. (a) Subsection (a) of section 505 of the
13 Merchant Marine Act, 1936, as amended, is further amended
14 by adding at the end thereof the following new sentence:
15 "For the purposes of this subsection, the term 'continental
16 limits of the United States' includes the States of Alaska
17 and Hawaii."

18 (b) Section 606 of such Act, as amended, is further
19 amended by adding at the end thereof the following new
20 sentence: "For the purposes of this section, the term
21 'continental limits of the United States' includes the States
22 of Alaska and Hawaii."

23 (c) Section 702 of such Act, as amended, is further
24 amended by adding at the end thereof the following new

1 sentence: "For the purposes of this section, the term 'con-
2 tinental United States' includes the States of Alaska and
3 Hawaii."

4 COMMUNICATIONS ACT

5 SEC. ~~37~~ 36. Section 222 (a) (10) of the Communica-
6 tions Act of 1934 is amended by striking out the words "the
7 several States and the District of Columbia" and inserting
8 in lieu thereof the words "the District of Columbia and the
9 States of the Union, except Hawaii".

10 AIRCRAFT LOAN GUARANTEES

11 SEC. ~~38~~ 37. Section 3 of the Act of September 7, 1957
12 (71 Stat. 629), as amended, is further amended by striking
13 out the words "Territory of Hawaii" and inserting in lieu
14 thereof the words "State of Hawaii".

15 REAL PROPERTY TRANSACTIONS

16 SEC. ~~39~~ 38. Section 43 (c) of the Act of August 10,
17 1956 (70A Stat. 636), as amended, is further amended
18 by striking out the words "United States, Hawaii," and
19 inserting in lieu thereof the words "States of the Union, the
20 District of Columbia,".

21 SELECTIVE SERVICE

22 SEC. ~~40~~ 39. Section 16 (b) of the Universal Military
23 Training and Service Act, as amended, is further amended
24 by striking out the word "Hawaii,".

1 REPORTS ON FEDERAL LAND USE

2 SEC. ~~41~~ 40. The President shall prescribe procedures to
3 assure that the reports to be submitted to him by Federal
4 agencies pursuant to section 5 (e) of the Act of March 18,
5 1959 (73 Stat. 6), providing for the admission of the State
6 of Hawaii into the Union, shall be prepared in accordance
7 with uniform policies and coordinated within the executive
8 branch.

9 HAWAIIAN HOMES COMMISSION LANDS

10 SEC. ~~42~~ 41. Section 5 (b) of the Act of March 18, 1959
11 (73 Stat. 5), is amended by inserting, immediately follow-
12 ing the words "public property" the words " , and to all
13 lands defined as 'available lands' by section 203 of the
14 Hawaiian Homes Commission Act, 1920, as amended,".

15 LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

16 SEC. ~~43~~ 42. Until August 21, 1964, there shall be cov-
17 ered into the treasury of the State of Hawaii the rentals or
18 consideration received by the United States with respect to
19 public property taken for the uses and purposes of the United
20 States under section 91 of the Hawaii Organic Act and
21 thereafter by the United States leased, rented, or granted
22 upon revocable permits to private parties.

23 TRANSFER OF RECORDS

24 SEC. ~~44~~ 43. (a) There are hereby transferred to the
25 State of Hawaii all records and other papers that were made

1 or received by any Federal or territorial agency, or any
2 predecessor thereof, in connection with the performance of
3 functions assumed in whole or in substantial part by the
4 State of Hawaii. There are hereby also transferred to the
5 State of Hawaii all records and other papers in the custody
6 of the Public Archives of Hawaii that were made or re-
7 ceived by any Federal agency.

8 (b) There are also hereby transferred to the State of
9 Hawaii all books, publications, and legal reference materials
10 which are owned by the United States and which were, prior
11 to the admission of Hawaii to the Union, placed in the
12 custody of courts, libraries, or territorial agencies in Hawaii
13 in order to facilitate the performance of functions conferred
14 on such courts or agencies by Federal law.

15 USE OF G.S.A. SERVICES OR FACILITIES

16 SEC. 45 44. The Administrator of General Services is
17 authorized to make available to the State of Hawaii such
18 services or facilities as are determined by the Administrator
19 to be necessary for an interim period, pending provision of
20 such services or facilities by the State of Hawaii. Such
21 interim period shall not extend beyond August 21, 1964.
22 Payment shall be made to the General Services Administra-
23 tion by the State of Hawaii for the cost of such services or
24 facilities to the Federal Government, as determined by the
25 Administrator.

1 PURCHASES OF TYPEWRITERS

2 SEC. 46 45. Title I of the Independent Offices Appropri-
3 ation Act, 1960, is amended by striking out the words "for
4 the purchase within the continental limits of the United
5 States of any typewriting machines" and inserting in lieu
6 thereof "for the purchase within the States of the Union
7 and the District of Columbia of any typewriting machines".

8 FEDERAL MARITIME BOARD

9 SEC. 47 46. Section 18 (a) of the Act of March 18, 1959
10 (73 Stat. 12), providing for the admission of the State of
11 Hawaii into the Union, is amended by striking out the words
12 "or is conferring" and inserting in lieu thereof the words
13 "or as conferring".

14 TARIFF ACT OF 1930

15 SEC. 48. Section 309 (a) of the Tariff Act of 1930, as
16 amended (19 U.S.C. 1309 (a)), is amended by inserting "or
17 between Hawaii and any other part of the United States or
18 between Alaska and any other part of the United States"
19 immediately after "possessions" wherever it appears.

20 EFFECTIVE DATES

21 SEC. 49 47. (a) The amendments made by section 15 (a)
22 (2) (A), by section 24 (a), by paragraphs (1), (2), and
23 3 of section 30 (d), by subsection (b), and paragraphs (1)
24 and (3) of subsection (a), of section 31, and, except as pro-
25 vided in subsection (g) of this section, by section 21 (b)

1 shall be applicable in the case of promulgations or computa-
2 tions of Federal shares, allotment percentages, allotment
3 ratios, and Federal percentages, as the case may be, made
4 after August 21, 1959.

5 (b) The amendments made by paragraph (2) of section
6 31 (a) shall be effective with the beginning of the calendar
7 quarter in which this Act is enacted. The Secretary of
8 Health, Education, and Welfare shall, as soon as possible
9 after enactment of this Act, promulgate a Federal percent-
10 age for Hawaii determined in accordance with the provisions
11 of subparagraph (B) of section 1101 (a) (8) of the Social
12 Security Act, such promulgation to be effective for the period
13 beginning with the beginning of the calendar quarter in
14 which this Act is enacted and ending with the close of June
15 30, 1961.

16 (c) The amendment made by paragraphs (1) and (2)
17 of subsection (b) and paragraphs (1), (2), and (3) of
18 subsection (d) of section 15 shall be applicable in the case
19 of fiscal years beginning after June 30, 1960.

20 (d) The amendments made by paragraphs (1) and (3)
21 of section 15 (a) shall be applicable, in the case of allot-
22 ments under section 302 (b) or 502 of the National Defense
23 Education Act of 1958, for fiscal years beginning after June
24 30, 1960, and, in the case of allotments under section 302
25 (a) of such Act, for fiscal years beginning after allotment

1 ratios, to which the amendment made by paragraph (2) of
2 section 15 (a) is applicable, are promulgated under such
3 section 302 (a).

4 (e) The amendment made by section 31 (c) (1) shall
5 be applicable in the case of deaths occurring on or after
6 August 21, 1959.

7 (f) The amendments made by subsection (c), para-
8 graphs (3) and (4) of subsection (b), and paragraph (4)
9 of subsection (d) of section 15, by section 21 (a), by sec-
10 tion 24 (b), by subsections (a), (b), and (c), and para-
11 graph (4) of subsection (d), of section 30, and by subsec-
12 tion (d), and paragraph (2) of subsection (c), of section 31
13 shall become effective on August 21, 1959.

14 (g) (1) The allotment percentage determined for
15 Alaska under section 11 (h) of the Vocational Rehabilita-
16 tion Act, as amended by this Act, for the first, second, third,
17 and fourth years for which such percentage is based on the per
18 capita income data for Alaska shall be increased by 76 per
19 centum, 64 per centum, 52 per centum, and 28 per centum,
20 respectively, of the difference between such allotment per-
21 centage for the year involved and 75 per centum.

22 (2) The Federal share for Alaska determined under
23 section 11 (i) of the Vocational Rehabilitation Act, as
24 amended by this Act, for the first year for which such Federal
25 share is based on per capita income data for Alaska shall

1 be increased by 70 per centum of the difference between such
2 Federal share for such year and 60 per centum.

3 (3) If such first year for which such Federal share is
4 based on per capita income data for Alaska is any fiscal
5 year ending prior to July 1, 1962, the adjusted Federal
6 share for Alaska for such year for purposes of section 2 (b)
7 of the Vocational Rehabilitation Act shall, notwithstanding
8 the provisions of paragraph (3) (A) of such section 2 (b),
9 be the Federal share determined pursuant to paragraph (2)
10 of this subsection.

11 (4) Section 47 (c) of the Alaska Omnibus Act (Public
12 Law 86-70) is repealed.

13 ~~(h) The amendment made by section 48 shall apply~~
14 ~~only with respect to articles withdrawn as provided in section~~
15 ~~309(a) of the Tariff Act of 1930, as amended, on or after~~
16 ~~the date of the enactment of this Act.~~

17 ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

18 SEC. 50 48. Until Congress shall provide for the govern-
19 ment of Palmyra Island, Midway Island, and Wake Island,
20 all executive and legislative authority necessary for the civil
21 administration of Palmyra Island, Midway Island and Wake
22 Island, and all judicial authority other than that contained in
23 the Act of June 15, 1950 (64 Stat. 217), as amended,
24 shall continue to be vested in such person or persons and
25 shall be exercised in such manner and through such agency

1 or agencies as the President of the United States may direct
2 or authorize. In the case of Palmyra Island, such person or
3 persons may confer upon the United States District Court
4 for the District of Hawaii such jurisdiction (in addition to
5 that contained in such Act of June 15, 1950), and such
6 judicial functions and duties as he or they may deem appro-
7 priate for the civil administration of such island.

8 OTHER SUBJECTS

9 SEC. ~~54~~ 49. The amendment by this Act of certain
10 statutes by deleting therefrom specific references to Hawaii
11 or such phrases as "Territory of Hawaii" shall not be con-
12 strued to affect the applicability or inapplicability in or to
13 Hawaii of other statutes not so amended.

14 SEPARABILITY

15 SEC. ~~52~~ 50. If any provision of this Act, or the applica-
16 tion thereof to any person or circumstances, is held invalid,
17 the remainder of this Act, and the application of such pro-
18 vision to other persons or circumstances, shall not be affected
19 thereby.

Passed the House of Representatives May 16, 1960.

Attest:

RALPH R. ROBERTS,

Clerk.

86TH CONGRESS
2^D SESSION

H. R. 11602

[Report No. 1681]

AN ACT

To amend certain laws of the United States in
light of the admission of the State of Hawaii
into the Union, and for other purposes.

MAY 17, 1960

Read twice and referred to the Committee on Interior
and Insular Affairs

JUNE 24, 1960

Reported with amendments

June 28, 1960

13. NOMINATIONS. Received the nomination of Carl J. Stephens to be General Counsel of this Department. p. 13696
14. LANDS. The Interior and Insular Affairs Committee reported with amendment H. R. 7004, to permit consistent practices in the management of all Bureau of Land Management lands so far as investigations, cooperative agreements, and acceptance of contributions are concerned (S. Rept. 1755). p. 13596
Passed as reported S. 2757, to permit States to acquire certain public lands for recreational use for which the States applied in 1959 but were not granted. p. 13608
Passed without amendment S. 2806, to revise the boundaries of the Coronado National Memorial and to authorize the repair and maintenance of an access road to the Memorial. p. 13612
Passed as reported S. 3212, to direct the Secretary of the Interior to convey certain public lands in Nevada to the county of Mineral. pp. 13630-2
Passed with amendment S. 2959, to clarify the right of States to select certain public lands subject to any outstanding mineral lease or permit. p. 13638
15. PERSONNEL. The Government Operations Committee reported with amendment S. Res. 338, relating to the tenure of office of individuals appointed to Government administrative and policymaking posts (S. Rept. 1753). p. 13596
16. VETERANS' BENEFITS. Passed as reported H. R. 5040, to amend and clarify the reemployment provisions of the Universal Military Training and Service Act. pp. 13619-20
17. HAWAII. Passed as reported H. R. 11602, to amend certain laws of the U. S. in light of the admission of Hawaii into the Union. p. 13622
18. PROPERTY. Passed without amendment H. R. 11522, to permit certain real property of the U. S. to be conveyed to States, municipalities, and other political subdivisions for highway purposes. This bill will now be sent to the President. p. 13628
19. TRADEMARKS. Passed as reported S. 2429, to modify the laws relating to the registration and protection of trademarks used in commerce and to carry out provisions of international conventions. pp. 13622-5
20. PUBLIC WORKS. Passed without amendment S. J. Res. 202, providing for the designation of the week commencing Oct. 2, 1960, as National Public Works Week. p. 13625
21. AIR POLLUTION. Passed with amendments S. 3103, to extend the Federal air pollution control law and to provide for public hearings on air pollution problems. pp. 13628-30
22. RECREATION FACILITIES. Passed as reported S. 3260, to authorize the Secretary of the Army to modify certain leases entered into for the provisions of recreational facilities in reservoir areas. p. 13630
23. FORESTRY. Passed without amendment S. J. Res. 209, to provide for the designation of the week beginning on the third Sunday of Oct. each year as National Forest Products Week. p. 13632

24. FRUITS. Sen. Holland inserted and commended a press dispatch stating that the Florida Citrus Commission has a \$7 million budget for use in governing and promoting the State's citrus industry. p. 13634
25. RYUKYU ISLANDS. Passed as reported H. R. 1157, to provide for the promotion of the economic and social development in the Ryukyu Islands. pp. 13637-8
26. BANKING; U. S. OBLIGATIONS. Passed without amendment H. R. 12346, to extend for 2 years the authority of the Federal Reserve banks to purchase U. S. obligations directly from the Treasury. This bill will now be sent to the President. A similar bill, S. 3702, was indefinitely postponed. pp. 13638-9
27. DEBT LIMIT; TAXATION. By a vote of 61 to 32, agreed to the conference report on H. R. 12381, to extend for 1 year the public debt limit and to extend for 1 year certain corporate normal-tax rate and excise-tax rates. This bill will now be sent to the President. pp. 13639-49
28. PASSED OVER the following bills:
- H. R. 4012, to provide for the centennial celebration of the establishment of the land-grant colleges, State universities, and this Department. p. 13605
 - H. R. 5140, to amend the Reorganization Act of 1949 so that the act will apply to reorganization plans transmitted to Congress at any time before June 1, 1961. p. 13605
 - S. 1711, the food-for-peace bill. p. 13605
 - S. 2522, to provide for the enrichment and sanitary packaging of certain donated foods, and provide for a food stamp allotment program. p. 13605
 - S. 883, jurisdiction of U. S. Court of Claims to hear and render judgments on claims for overtime work for employees. p. 13605
 - S. 1787, regulation of misbranding, etc., of certain hardwood products. p. 13605
 - S. 1638, to modify the Federal personnel administration system. p. 13605
 - S. 2917, to increase milk and butterfat price supports. p. 13605
 - S. 3275, to extend World War II guaranteed loan programs. p. 13609
 - H. R. 7758, to improve the administration of Federal overseas activities. p. 13609
 - S. 3228, regulation of common carriers by motor vehicles within a State. p. 13609
 - S. 2587, to require an act of Congress for public land withdrawals by Federal agencies in excess of 5,000 acres. pp. 13618-9
 - H. R. 5068, to provide for licensing independent foreign freight forwarders. p. 13622
 - H. R. 5196, to increase maximum rates of per diem for Federal employees. p. 13628
29. TEXTILES. Sen. Talmadge criticized the U. S. Tariff Commission for refusing "to invoke the safeguards of section 22 of the Agricultural Adjustment Act to protect the American textile industry" and stated "the Commission majority embraced the policy of the Department of State and the Eisenhower Administration that the American textile industry is expendable in the international game of attempting to buy allies." He also inserted the minority report of the Commission members and was joined by several other Senators in his criticism. pp. 13657-61
30. MARKETING. Concurred in House amendments to S. 1283, to regulate the interstate distribution and sale of packages of hazardous substances intended or suitable for household use (pp. 13661-2). This bill will now be sent to the President.

any of the property described in the first section hereof, also transfer to the Agency their jurisdiction as provided by the first section of the Act approved March 3, 1899 (30 Stat. 1377, ch. 458; 9-101, D.C. Code, 1951 edition), over so much of the said property as may be so transferred.

SEC. 4. The Agency is hereby authorized, in accordance with the District of Columbia Redevelopment Act of 1945, to lease to a redevelopment company or other lessee such real property as may be transferred to it under the authority of this Act, but may not otherwise dispose of such property except to the United States or any department or agency thereof, or to the District of Columbia. In the event that real property acquired by the Agency from the United States pursuant to this Act is transferred to the District of Columbia or to any department or agency of the United States pursuant to this section, such transfer shall be without reimbursement or transfer of funds.

SEC. 5. Notwithstanding the preceding provisions of this Act, if any of the real property transferred to the Agency under the authority of this Act is not leased by the Agency in accordance with an urban renewal plan approved by the Commissioners, or otherwise disposed of, on or before the date the Housing and Home Finance Administrator makes the final Federal capital grant payment to the Agency for the project pursuant to title I of the Housing Act of 1949, as amended, then the title to so much of the said real property as is not so leased or otherwise disposed of by such date shall revert to the United States, subject to the exclusive control and jurisdiction of the Commissioners of the District of Columbia, and subject to the provisions of the Act approved May 20, 1932 (47 Stat. 161; secs. 8-115 and 8-116, D.C. Code, 1951 edition).

SEC. 6. Nothing herein contained shall be construed as requiring the said Commissioners to transfer title to so much of the property described in the first section of this Act as the Commissioners may determine, in their discretion, is required for municipal purposes or is to continue to be owned by the United States under the jurisdiction of the Commissioners, for the benefit of the District of Columbia.

SEC. 7. No transfer or donation of any interest in real property under the authority of this Act shall constitute a local grant-in-aid in connection with any urban renewal project being undertaken with Federal assistance under title I of the Housing Act of 1949, as amended.

Mr. HART. Mr. President, I ask that the amendments be considered en bloc.

The PRESIDING OFFICER. Without objection, the amendments will be considered en bloc.

The question is on agreeing to the committee amendments.

The amendments were agreed to.

The bill was ordered to be engrossed for a third reading, was read the third time, and passed.

Mr. BIBLE. Mr. President, I ask unanimous consent to have printed at this point in the RECORD, a statement showing the purpose of this measure.

There being no objection, the statement was ordered to be printed in the RECORD, as follows:

The purpose of this bill is to enable the Board of Commissioners to transfer on behalf of the United States certain waterfront property on Maine Avenue in the Southwest Redevelopment Area of Washington, D.C. to the District of Columbia Redevelopment Land Agency, in order that such land may be leased by the Agency to redevelopment companies in accordance with the District of Columbia Redevelopment Act of 1945.

All of the property described in the bill lies within the boundaries of Washington's Southwest Urban Renewal Area. Enactment of this bill would enable the Redevelopment Land Agency to carry out the District of Columbia's renewal plan by creating in the waterfront area a focal point of waterfront commercial activities, boating, and recreational and tourist interest. The area will become a center of marine-related commercial activities and waterside recreation.

Priority in the occupancy of commercial facilities would be given to establishments displaced through redevelopment activities under Redevelopment Land Agency's established policy giving priority of opportunity for displaced business firms.

The redevelopment of the waterfront would be accomplished by private developers who would construct improvements permitted by the approved urban renewal plan on the land which they would lease on a long-term basis from the Agency. Title to the land would be retained by the Agency. Land and buildings would be fully taxable. Waterfront land is not taxable at the present time.

DISPOSITION OF NEW REVENUES FROM POWER DEVELOPMENT, GRAND VALLEY FEDERAL RECLAMATION PROJECT, COLORADO

The Senate proceeded to consider the bill (H.R. 5098) to provide for the application and disposition of net revenues from the power development on the Grand Valley Federal reclamation project, Colorado, which had been reported from the Committee on Interior and Insular Affairs, with an amendment to strike out all after the enacting clause and insert:

That upon the expiration of the contract between the United States, the Grand Valley Water Users' Association, and the Public Service Company of Colorado, dated July 2, 1959, the Grand Valley Water Users' Association, with the approval of the Secretary of the Interior, is authorized to enter into a contract or contracts for a cumulative total period of not to exceed twenty-five years for the sale or development of any power or power privileges in the Grand Valley Power Plant, Grand Valley reclamation project: *Provided*, That such sale or development of power or power privileges shall be without expenditure of funds by the United States. Any such contract shall provide, among other things, that annual net power revenues from the plant, minus the annual operation and maintenance cost of delivering the power water, will be applied in the following order and manner: (a) on the aggregate of the annual sums due and payable by the Association to the United States as provided in article 12, paragraphs (c), (d), and (e), of contract numbered 11r-644 between the United States and the Association, dated January 27, 1945, until such time as the obligation under said contract has been paid in full; and (b) in any year in which the net power revenues exceed the aggregate of the annual sums due and payable under said contract between the United States and the Association and after the obligation under said contract has been paid in full against the total obligations incurred for the rehabilitation of the project works under contracts between the United States and the Association existing on the date of this Act: *Provided*, That such application shall not reduce the annual sums payable under such contracts.

Mr. ANDERSON. Mr. President, to the committee amendment, I submit

three amendments which I send to the desk and ask to have stated.

The PRESIDING OFFICER. The amendments to the committee amendment will be stated.

The LEGISLATIVE CLERK. In the committee amendment on page 3, in line 18, after "(e)," it is proposed to insert "and Article 22(a) (ii)."

On page 4, in line 2, after the word "Association", it is proposed to insert a comma.

On page 4, in lines 5 and 6, it is proposed to strike out "existing on the date of this Act," and insert in lieu thereof "now or hereafter entered into."

The PRESIDING OFFICER. The question is on agreeing to the amendments of the Senator from New Mexico to the committee amendment.

Mr. MAGNUSON. Mr. President, I wish to ask the distinguished Senator from New Mexico whether this measure will establish a new precedent in connection with the disposition of power revenues as they relate to reclamation projects.

Mr. ANDERSON. That is what all the argument was about within the Interior Committee. The original bill would have established what I regarded as a very bad precedent. The situation is unusual, however; and therefore we had a vote, which I regret to say was almost a straight party vote. Afterwards we decided to try to do something about the matter.

I wish to have printed in the RECORD three paragraphs in regard to these amendments; but, first, I say that these amendments will not establish any precedent whatever. There is no parallel to this.

Mr. MAGNUSON. I thank the Senator from New Mexico.

Mr. ANDERSON. Mr. President, I ask unanimous consent that three paragraphs sent to me by the chairman of the House Committee on Interior and Insular Affairs, in explanation of these amendments, be printed at this point in the RECORD.

There being no objection, the excerpt from the letter was ordered to be printed in the RECORD, as follows:

The first amendment was suggested by Mr. Dominy during the hearings on the bill. It corrects an oversight by the Bureau in the language originally recommended in the Department's report (see marked portion on p. 7 of printed hearings).

The second amendment, which was also recommended by Mr. Dominy during the hearings, simply adds a comma to clarify the meaning of language originally recommended (see p. 7 of printed hearings).

The third amendment would make it clear that if there are net power revenues remaining during the 25-year contract period, such revenues, after meeting the existing construction and rehabilitation obligations, could be used for meeting obligations for future rehabilitation work incurred during the 25-year period. Mr. Dominy testified during the hearings on this legislation that the Department would have no objection to this amendment. This testimony occurs on page 8 of the printed hearings and is marked for your ready reference.

Mr. ANDERSON. Mr. President, I have consulted the able Senator from Colorado [Mr. ALLOTT], who was very

active in connection with the bill, regarding the amendments. He agrees that they are proper.

Although I have not consulted the full committee, it is my opinion that these amendments will remove the necessity for a conference, and will do no damage whatever to the bill.

Therefore, I ask that the amendments be considered and agreed to en bloc, and that the bill as thus amended be passed.

The PRESIDING OFFICER. Is there objection to the consideration en bloc of the amendments of the Senator from New Mexico to the committee amendment? Without objection, they will be considered en bloc.

The question now is on agreeing to the amendments of the Senator from New Mexico to the committee amendment.

The amendments to the amendment were agreed to.

The committee amendment as amended was agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

AMENDMENT OF CERTAIN LAWS RELATIVE TO ADMISSION OF STATE OF HAWAII INTO THE UNION

The Senate proceeded to consider the bill (H.R. 11602) to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes, which had been reported from the Committee on Interior and Insular Affairs, with amendments, on page 4, after line 6, to strike out:

SMALL BUSINESS INVESTMENT ACT

SEC. 8. Paragraph (4) of section 103 of the Small Business Investment Act of 1958 is amended by striking out the words "the Territories of Alaska and Hawaii,".

At the beginning of line 12, to change the section number from "9" to "8"; at the beginning of line 24, to change the section number from "10" to "9"; on page 5, at the beginning of line 6, to change the section number from "11" to "10"; at the beginning of line 12, to change the section number from "12" to "11"; on page 6, at the beginning of line 2, to change the section number from "13" to "12"; at the beginning of line 8, to change the section number from "14" to "13"; at the beginning of line 22, to change the section number from "15" to "14"; on page 10, at the beginning of line 23, to change the section number from "16" to "15"; on page 11, at the beginning of line 4, to change the section number from "17" to "16"; at the beginning of line 8, to change the section number from "18" to "17"; on page 13, at the beginning of line 18, to change the section number from "19" to "18"; on page 15, at the beginning of line 14, to change the section number from "20" to "19"; at the beginning of line 18, to change the section number from "21" to "20"; on page 17, at the beginning of line 5, to change the section number from "22" to "21"; at the beginning of line 18, to change the

section number from "23" to "22"; at the beginning of line 21, to change the section number from "24" to "23"; on page 18, at the beginning of line 23, to change the section number from "25" to "24"; on page 19, at the beginning of line 4, to change the section number from "26" to "25"; at the beginning of line 18, to change the section number from "27" to "26"; at the beginning of line 24, to change the section number from "28" to "27"; on page 20, at the beginning of line 17, to change the section number from "29" to "28"; at the beginning of line 21, to change the section number from "30" to "29"; on page 22, at the beginning of line 18, to change the section number from "31" to "30"; on page 25, at the beginning of line 18, to change the section number from "32" to "31"; at the beginning of line 22, to change the section number from "33" to "32"; on page 26, at the beginning of line 2, to change the section number from "34" to "33"; at the beginning of line 8, to change the section number from "35" to "34"; at the beginning of line 12, to change the section number from "36" to "35"; on page 27, at the beginning of line 5, to change the section number from "37" to "36"; at the beginning of line 11, to change the section number from "38" to "37"; at the beginning of line 16, to change the section number from "39" to "38"; at the beginning of line 22, to change the section number from "40" to "39"; on page 28, at the beginning of line 2, to change the section number from "41" to "40"; at the beginning of line 10, to change the section number from "42" to "41"; at the beginning of line 16, to change the section number from "43" to "42"; at the beginning of line 24, to change the section number from "44" to "43"; on page 29, at the beginning of line 16, to change the section number from "45" to "44"; on page 30, at the beginning of line 2, to change the section number from "46" to "45"; at the beginning of line 9, to change the section number from "47" to "46"; after line 13, to strike out:

TARIFF ACT OF 1930

SEC. 48. Section 309(a) of the Tariff Act of 1930, as amended (19 U.S.C. 1309(a)), is amended by inserting "or between Hawaii and any other part of the United States or between Alaska and any other part of the United States" immediately after "possessions" wherever it appears.

At the beginning of line 21, to change the section number from "49" to "47"; on page 33, after line 12, to strike out:

(h) The amendment made by section 48 shall apply only with respect to articles withdrawn as provided in section 309(a) of the Tariff Act of 1930, as amended, on or after the date of the enactment of this Act.

At the beginning of line 18, to change the section number from "50" to "48"; on page 34, at the beginning of line 9, to change the section number from "51" to "49", and at the beginning of line 15, to change the section number from "52" to "50".

Mr. HART. Mr. President, I ask that the committee amendments be considered en bloc.

The PRESIDING OFFICER. Without objection, the amendments will be considered en bloc.

The question now is on agreeing to the committee amendments.

The amendments were agreed to.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

Mr. FONG. Mr. President, this measure brings to Hawaii the full benefits of statehood. It is a very complex piece of legislation, and I am indeed grateful to the many persons who have lent their assistance and cooperation in the drafting and in the consideration of this measure. I would particularly like to call attention to the fine and conscientious work performed by Dr. Harold Seidman and Mr. Howard Schnoor, of the Bureau of the Budget; and Mrs. Ruth Van Cleve, of the Department of the Interior. We of Hawaii thank them for a job well done and for their sincere interest.

BILLS PASSED OVER

The bill (H.R. 5068) to amend the Shipping Act, 1916, to provide for licensing independent foreign freight forwarders, and for other purposes, was announced as next in order.

Mr. HART. Over, by request.

The PRESIDING OFFICER. The bill will be passed over.

The bill (S. 3739) to amend the District of Columbia Teachers' Salary Act of 1955, as amended, was announced as next in order.

Mr. KEATING. Over, by request.

The PRESIDING OFFICER. The bill will be passed over.

REGISTRATION AND PROTECTION OF TRADEMARKS

The Senate proceeded to consider the bill (S. 2429) to amend the act entitled "An act to provide for the registration and protection of trademarks used in commerce, to carry out the provisions of international conventions, and for other purposes, approved July 5, 1946, as amended, which had been reported from the Committee on the Judiciary, with amendments, on page 1, line 6, after the word "of", to insert "certain"; on page 2, at the beginning of line 19, to strike out "granted" and insert "issued"; on page 4, line 9, after the word "of", to insert a semicolon and "and by striking the words 'the grant of'"; in line 13, after the word "for", to strike out "cancellation" and insert "cancellation"; in line 14, after the word "upon", to strike out "cancellation" and insert "cancellation"; on page 5, line 5, after the word "the", to strike out "Patent Office," and insert "Patent Office,"; on page 9, line 6, after "(c)", to strike out the comma and "(d)"; on page 14, line 23, after the word "wrappers", to strike out "receptables," and insert "receptacles"; on page 16, line 18, after the word "by", to strike out "inserting a period after the word 'mark', third occurrence, and"; on page 17, line 15, after the word "certification", to strike out "of" and insert "or"; on page 18, line 8, after the word "television", to

June 29, 1960

HOUSE

20. SUGAR. The Rules Committee reported a resolution for consideration of H. R. 12311, to extend the Sugar Act of 1948 for 1 year. pp. 13921, 13969
Rep. Cooley summarized the provisions of the above bill, including the committee amendment to the bill, stating the bill includes the following: pp. 13897
"A 1-year extension of the act to December 31, 1961.
"Presidential authority to establish -- whether Congress is in session or not -- the sugar quota for Cuba for the balance of 1960 and for 1961 at such level as the President shall find from time to time to be in the national interest, but in no event in excess of the Cuban quota under present law. If the President sets the Cuban quota at less than present law, the reduction would be reapportioned as follows: (a) An amount equivalent to Cuba's share in the domestic deficit may be assigned exclusively to the domestic area; and then (b) to five nations whose quota is presently between 3,000 and 10,000 tons a sufficient quantity of sugar to bring each of them up to 10,000 tons. These nations are Costa Rica, Haiti, Panama, the Netherlands and Nationalist China; and then (c) to the Philippine Islands 15 percent of the remainder; and then (d) to the full duty nations having quotas under the act -- except those five nations mentioned in (b) above -- the remaining 85 percent in amounts prorated according to the quotas established by the act; and then (e) to any other foreign nations without regard to allocations.
"The President also would have authority to obtain refined sugar if raw sugar was unavailable.
"A technical amendment recognizing Hawaii's full status as a State.
"A permanent change in the law which gives the Secretary of Agriculture the authority to reduce for the then current calendar year the quota of a foreign nation or an area, if that nation or area is unwilling or unable to meet its quota. The Secretary could reduce the nation's or area's quota by the amount of the deficit declared against it. This provision would prevent a country or area which had failed to fill its quota from disorganizing the U. S. market by shipping its full quota after a deficit had been declared against it.
"A provision applicable to the 1961 crop only which awards to new producers 75 percent of any increase in proportionate shares due to reallocated deficits."
21. FARM LABOR. Passed without amendment H. R. 12759, to extend for 2 years the Mexican farm labor program (pp. 13898-921). By a vote of 33 to 122, rejected an amendment by Rep. Fogarty to adopt the language of the McGovern bill with the exception of the section regarding phasing-out of the program (pp. 13902-18) and rejected an amendment by Rep. Shelley to extend the program for 1 year instead of 2 (pp. 13919-21); rejected a motion by Rep. Becker to recommit the bill to the Agriculture Committee (p. 13921).
22. HAWAII. Concurred in Senate amendments to H. R. 11602, to amend certain laws of the U. S. in light of the admission of the State of Hawaii into the Union (p. 13939). This bill will now be sent to the President.
23. FARM PROGRAM. Rep. Cannon urged Congress to enact legislation which would raise the income of the farmer. pp. 13895-6
Rep. Thompson, La., discussed the work he has done in the last 8 years in Congress which includes a statement of his position on agriculture. pp. 13954-65

8. LEGISLATIVE BRANCH APPROPRIATION BILL, 1961. Reconsidered the action of June 28 (see Digest 120) on this bill, H. R. 12232, and concurred in an amendment of the House, and agreed to a motion by Sen. Stennis to insist on the one remaining Senate amendment in disagreement (pp. 13777, 13790-1, 13821-3). Conferees were appointed on the one amendment remaining in disagreement (p. 13823).
9. STATE-JUSTICE APPROPRIATION BILL, 1961. The Appropriations Committee reported with amendment this bill, H. R. 11666 (S. Rept. 1777). p. 13881
10. PRICES. A subcommittee of the Banking and Currency Committee approved for consideration of the full committee with amendments S. 2382, to amend the Employment Act of 1946 to provide for its more effective administration, and to bring to bear an informed public opinion upon price and wage increases which threaten economic stability. p. D633
11. MINERALS. The Interior and Insular Affairs Committee voted to report (but did not actually report) H. R. 8860, to provide for payments by the Department of the Interior to small lead and zinc producers. p. D633
12. WILDLIFE. The Interstate and Foreign Commerce Committee voted to report (but did not actually report) with amendment H. R. 12533, to amend the Migratory Bird Treaty Act so as to increase penalties for violations under the act. p. D633
13. FISHERIES. The Interstate and Foreign Commerce Committee voted to report (but did not actually report) S. 2586 to provide for the conservation of anadromous fish spawning areas in the Salmon River, Idaho. p. D633
14. CONSERVATION. Sen. Moss inserted an editorial, "Conservation: More Than Locking Out," discussing the importance of natural resource conservation. pp. 13782-3
15. AIR POLLUTION. Sen. Clark urged enactment of S. 3108, to provide greater control of air pollution, before adjournment of Congress. p. 13786
16. SUGAR. Several Senators discussed Cuban-U. S. relations, including the pros and cons of reducing the sugar quota for Cuba. pp. 13815-19
17. FOREIGN AFFAIRS. Passed without amendment H. R. 11001, to provide for U. S. participation in the International Development Association. This bill will now be sent to the President. p. 13843
18. WATERSHEDS. Both Houses received from the Budget Bureau plans for works of improvement on the following watersheds: Franktown-Parker tributaries of Cherry Creek, Colo., upper Josephine-Jackson Creek, Fla., Sandy Creek, Ga., Waianae Iki, Waianae Nui, Hawaii, French Lick Creek, Ind., Bentonla, Miss., upper Gila Valley Arroyos No. 1, N. Mex., East Keechi Creek, Tex., and Beaver Creek, Va.; to S. Agriculture and Forestry and H. Agriculture Committees; and Town Fork Creek, N. C.; to Public Works Committees. p. 13774
The "Daily Digest" states that the Senate Agriculture and Forestry Committee approved the watershed projects listed above referred to that committee. p. D633
19. CONGRESSIONAL RECESS. Sen. Johnson announced that Congress will recess this coming week-end until August 8. pp. 13797-8, 13799-809

agree to that here. That will have to be worked out in conference.

The SPEAKER. Is there objection to the request of the gentleman from Arkansas? The Chair hears none and appoints the following conferees: Messrs. NORRELL, KIRWAN, CANNON, HORAN, and TABER.

CRAWFORD, NEBR.

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 6197) to grant the right, title, and interest of the United States in and to certain lands to the city of Crawford, Nebr., with Senate amendments thereto, and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 1, line 5, strike out "\$880" and insert "\$500."

Page 1, strike out all after line 8 over to and including line 4 on page 2 and insert:

"Starting at a point where the north line of the corporate limits of the city of Crawford, Dawes County, Nebraska, intercepts the east line of the tract of land granted, subject to certain conditions, to the village of Crawford, Nebraska, by the Act of June 25, 1906 (34 Stat. 461), and running thence due west a distance of 660 feet, thence due north a distance of 660 feet, thence due east a distance of 660 feet, thence due south a distance of 660 feet to the place of origin, containing 10 acres more or less."

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

There was no objection.

The Senate amendments were concurred in.

A motion to reconsider was laid on the table.

GRAND VALLEY FEDERAL RECLAMATION PROJECT

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the Speaker's desk the bill (H.R. 5098) to provide for the application and disposition of net revenues from the power development on the Grand Valley Federal reclamation project, Colorado, with a Senate amendment thereto, and concur in the Senate amendment.

The Clerk read the title of the bill.

The Clerk read the Senate amendment, as follows:

Strike out all after the enacting clause and insert: "That upon the expiration of the contract between the United States, the Grand Valley Water Users' Association, and the Public Service Company of Colorado, dated July 2, 1959, the Grand Valley Water Users' Association with the approval of the Secretary of the Interior, is authorized to enter into a contract or contracts for a cumulative total period of not to exceed twenty-five years for the sale or development of any power or power privileges in the Grand Valley Power Plant, Grand Valley reclamation project: Provided, That such sale or development of power or power privileges shall be without expenditure of funds by the United States. Any such contract shall provide, among other things, that annual net power revenues from the plant, minus the annual operation and maintenance cost of delivering the power water, will be applied in the following order and man-

ner: (a) on the aggregate of the annual sums due and payable by the Association to the United States as provided in article 12, paragraphs (c), (d), and (e), and article 22(a)(ii) of contract numbered Ilr-644 between the United States and the Association, dated January 27, 1945, until such time as the obligation under said contract has been paid in full; and (b) in any year in which the net power revenues exceed the aggregate of the annual sums due and payable under said contract between the United States and the Association, and after the obligation under said contract has been paid in full against the total obligations incurred for the rehabilitation of the project works under contracts between the United States and the Association now or hereafter entered into: Provided, That such application shall not reduce the annual sums payable under such contracts."

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

There was no objection.

The Senate amendment was concurred in.

A motion to reconsider was laid on the table.

AMEND LAWS RELATING TO HAWAII

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the Speaker's desk the bill (H.R. 11602) to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes, with Senate amendments thereto, and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 4, strike out lines 7 to 10, inclusive. Page 4, line 12, strike out "9" and insert "8".

Page 4, line 24, strike out "10" and insert "9".

Page 5, line 6, strike out "11" and insert "10".

Page 5, line 12, strike out "12" and insert "11".

Page 6, line 2, strike out "13" and insert "12".

Page 6, line 8, strike out "14" and insert "13".

Page 6, line 22, strike out "15" and insert "14".

Page 10, line 23, strike out "16" and insert "15".

Page 11, line 4, strike out "17" and insert "16".

Page 11, line 8, strike out "18" and insert "17".

Page 13, line 18, strike out "19" and insert "18".

Page 15, line 14, strike out "20" and insert "19".

Page 15, line 18, strike out "21" and insert "20".

Page 17, line 5, strike out "22" and insert "21".

Page 17, line 18, strike out "23" and insert "22".

Page 17, line 21, strike out "24" and insert "23".

Page 18, line 23, strike out "25" and insert "24".

Page 19, line 4, strike out "26" and insert "25".

Page 19, line 18, strike out "27" and insert "26".

Page 19, line 24, strike out "28" and insert "27".

Page 20, line 17, strike out "29" and insert "28".

Page 20, line 21, strike out "30" and insert "29".

Page 22, line 20, strike out "31" and insert "30".

Page 25, line 22, strike out "32" and insert "31".

Page 26, line 2, strike out "33" and insert "32".

Page 26, line 6, strike out "34" and insert "33".

Page 26, line 12, strike out "35" and insert "34".

Page 26, line 16, strike out "36" and insert "35".

Page 27, line 9, strike out "37" and insert "36".

Page 27, line 15, strike out "38" and insert "37".

Page 27, line 20, strike out "39" and insert "38".

Page 28, line 2, strike out "40" and insert "39".

Page 28, line 6, strike out "41" and insert "40".

Page 28, line 14, strike out "42" and insert "41".

Page 28, line 20, strike out "43" and insert "42".

Page 29, line 4, strike out "44" and insert "43".

Page 29, line 21, strike out "45" and insert "44".

Page 30, line 8, strike out "46" and insert "45".

Page 30, line 15, strike out "47" and insert "46".

Page 30, strike out lines 20 to 25, inclusive.

Page 31, line 2, strike out "49" and insert "47".

Page 33, strike out lines 19 to 22, inclusive.

Page 33, line 24, strike out "50" and insert "48".

Page 34, line 15, strike out "51" and insert "49".

Page 34, line 21, strike out "52" and insert "50".

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

There was no objection.

The Senate amendments were concurred in.

A motion to reconsider was laid on the table.

DINOSAUR NATIONAL MONUMENT

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 6597) to revise the boundaries of Dinosaur National Monument and provide an entrance road or roads thereto, and for other purposes, with Senate amendments thereto, disagree to the Senate amendments, and agree to the conference asked by the Senate.

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

Mr. HOFFMAN of Michigan. Mr. Speaker, reserving the right to object, what monument is this?

Mr. ASPINALL. This is the Dinosaur National Monument in northeastern Utah and northwestern Colorado. Recently the House gave consent to enlarge the State boundaries of the park. The amendment that is proposed here has to do with the question of whether or not there will be possible future water resource development within the park.

area. We are in disagreement on this matter and we ask for a conference.

Mr. GROSS. Mr. Speaker, further reserving the right to object, this does not add any money to this proposition?

Mr. ASPINALL. The gentleman is absolutely correct.

Mr. GROSS. Moneywise it is as it left the House; is that correct?

Mr. ASPINALL. That is correct.

Mr. GROSS. I withdraw my reservation of objection, Mr. Speaker.

The SPEAKER. Is there objection to the request of the gentleman from Colorado? The Chair hears none, and appoints the following conferees: Messrs. ASPINALL, O'BRIEN of New York, SAYLOR, CHENOWETH, and Mrs. FOST.

NAVAJO TRIBE

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the Speaker's desk the bill (H.R. 8295) to authorize the transfer to the Navajo Tribe of irrigation project works on the Navajo Reservation, and for other purposes, with Senate amendments thereto, and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 1, line 5, after "works", insert ", except the Reservoir Canyon and Moencopi Tuba project works,".

Page 1, line 5, after "constructed", insert "or under construction".

Page 2, line 3, after "Tribe", insert ": Provided further, That the exclusion of Reservoir Canyon and Moencopi Tuba project works from the scope of this Act shall not be construed to affect in any way present ownership of or rights to use the land and water thereof".

Page 2, line 19, strike out "Moupi" and insert "Moqui".

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

There was no objection.

The Senate amendments were concurred in.

A motion to reconsider was laid on the table.

STIMULATING THE PRODUCTION AND CONSERVATION OF COAL

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the Speaker's desk the bill (H.R. 3375) to encourage and stimulate the production and conservation of coal in the United States through research and development by authorizing the Secretary of the Interior to contract for coal research, and for other purposes, with Senate amendments thereto, and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 1, line 9, after "shall" insert "establish within the Department of the Interior an Office of Coal Research, and through such Office shall".

Page 2, after line 19, insert:

"SEC. 3. (a) Any advisory committee appointed under the provisions of this Act shall keep minutes of each meeting, which shall contain as a minimum (1) the name of each person attending such meeting, (2)

a copy of the agenda, and (3) a record of all votes or polls taken during the meeting.

"(b) A copy of any such minutes or of any report made by any such committee after final action has been taken thereon by the Secretary shall be available to the public upon request and payment of the cost of furnishing such copy.

"(c) Members of any advisory committee appointed from private life under authority of this section shall each receive \$50 per diem when engaged in the actual performance of their duties as a member of such advisory committee. Such members shall also be entitled to travel expenses and per diem in lieu of subsistence at the rates authorized by section 5 of the Administrative Expenses Act of 1946 (5 U.S.C. 73b-2) for all persons employed intermittently as consultants or experts receiving compensation on a per diem basis.

"(d) Service by an individual as a member of such an advisory committee shall not subject him to the provisions of section 1914 of title 18 of the United States Code, or, except with respect to a particular matter which directly involves the Office of Coal Research or in which the Office of Coal Research is directly interested, to the provisions of sections 281, 283, or 284 of that title or of section 190 of the Revised Statutes (5 U.S.C. 99)."

Page 2, after line 19, insert:

"Sec. 4. The Secretary may appoint a Director of Coal Research without regard to the provisions of the civil service laws, or the Classification Act of 1949, as amended. Section 107(a) of the Federal Executive Pay Act, as amended (5 U.S.C. 2206(a)), which prescribes an annual rate of basic compensation of \$17,500 for certain positions, is amended by adding at the end thereof the following paragraph:

"(23) Director of Coal Research, Department of the Interior."

Page 2, line 20, strike out "3" and insert "5".

Page 2, line 23, strike out "4" and insert "6".

Page 3, line 12, strike out "5" and insert "7".

Page 3, line 19, strike out "6" and insert "8".

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

Mr. GROSS. Mr. Speaker, reserving the right to object, I would like to ask the gentleman if the appropriation for this purpose was increased.

Mr. ASPINALL. The appropriation was not increased. The appropriation is left just as it was.

Mr. GROSS. Was there any substantial change in the bill?

Mr. ASPINALL. No; there are no substantial changes in the bill. One of the amendments requires the Secretary of the Interior to establish within the Department of the Interior the Office of Coal Research. This simply places in the law the requirement already agreed to in earlier communications with our committee.

Mr. GROSS. That proposition was in the bill that was vetoed—what, a year ago?

Mr. ASPINALL. No. The gentleman is mistaken in that respect. The bill that was vetoed before was a bill that set up a special commission. This bill does not set up a special commission. This bill simply states in the Senate amendment that there shall be within the Department of the Interior a special officer charged with this responsibility.

Mr. GROSS. I see. I thank the gentleman.

I withdraw my reservation of objection, Mr. Speaker.

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

There was no objection.

The Senate amendments were concurred in.

A motion to reconsider was laid on the table.

AIRLINE PRIVILEGES

Mr. WILLIAMS. Mr. Speaker, I call up the conference report on the bill (H.R. 4049) to amend the Federal Aviation Act of 1958 in order to authorize free or reduced rate transportation for certain additional persons, and ask unanimous consent that the statement of the managers on the part of the House be read in lieu of the report.

The Clerk read the title of the bill.

The SPEAKER. Is there objection to the request of the gentleman from Mississippi?

There was no objection.

The Clerk read the statement.

(For conference report and statement see proceedings of the House of June 28, 1960.)

The SPEAKER. The question is on the conference report.

The conference report was agreed to.

A motion to reconsider was laid on the table.

COORDINATED SYSTEM OF TRANSPORTATION, NATIONAL CAPITAL REGION

Mr. McMILLAN. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 11135) to aid in the development of a coordinated system of transportation for the National Capital region; to create a temporary National Capital Transportation Agency; to authorize negotiation to create an interstate agency; and for other purposes, with Senate amendments thereto, disagree to the Senate amendments, and request a conference with the Senate.

The SPEAKER. Is there objection to the request of the gentleman from South Carolina? The Chair hears none, and appoints the following conferees: Messrs. McMILLAN, SMITH of Virginia, and BROYHILL.

DECLARATION OF ESTIMATED INCOME TAX BY FISHERMEN

Mr. MILLS. Mr. Speaker, I ask unanimous consent for the immediate consideration of the bill (H.R. 1925) to extend to fishermen the same treatment accorded farmers in relation to estimated income tax, which was unanimously reported by the Committee on Ways and Means.

The Clerk read the title of the bill.

The SPEAKER. Is there objection to the request of the gentleman from Arkansas?

There was no objection.

June 30, 1960

HOUSE

14. SUGAR. By a vote of 395 to 0, passed with amendment H. R. 12311, to amend and extend the Sugar Act. See Digest 121 for a summary of the provisions of the bill as passed. pp. 14150-71
15. GENERAL GOVERNMENT MATTERS APPROPRIATION BILL, 1961. Agreed to the conference report on this bill, H. R. 11389 (pp. 14109-10). As agreed to the bill provides \$165,000, instead of \$40,000 as recommended by the House and \$350,000 as recommended by the Senate, for the President for expenses in improving the management of Federal agencies.
16. LABOR STANDARDS. By a vote of 341 to 72, passed with amendment H. R. 12677, to amend the Fair Labor Standards Act of 1938 (pp. 14110-50). By a vote of 211 to 203, agreed to an amendment by Rep. Kitchin in the nature of a substitute for the language of the bill as reported, which includes provisions to raise the minimum wage level to \$1.15 an hour (instead of \$1.25 an hour as reported), and to amend the Act to include employees engaged in "the processing of shade-grown tobacco for use as cigar wrapper tobacco by agricultural employees employed in the growing and harvesting of such tobacco, which processing shall include, but shall not be limited to, drying, during, fermenting, bulking, rebulking, sorting, grading, aging, and baling, prior to the stemming process." (pp. 14141-9).
17. INDEPENDENT OFFICES APPROPRIATION BILL, 1961. Received the conference report on this bill, H. R. 11776 (H. Rept. 2063). pp. 14202-4
18. PERSONNEL; PAY. Received from the President his veto message on H. R. 9883, the Federal pay raise bill (H. Doc. 442). pp. 14108-9
19. DEPARTMENT OF DEFENSE APPROPRIATION BILL, 1961. By a vote of 402 to 5, agreed to the conference report on this bill, H. R. 11998, and acted on the amendments in disagreement. pp. 14098-108
20. FOREST ROADS. Conferees were appointed on H. R. 10495, the road authorization bill, including appropriation authorizations for forest highways and forest roads and trails (p. 14108). Senate conferees have already been appointed.
21. MILITARY CONSTRUCTION APPROPRIATION BILL, 1961. Received the conference report on this bill, H. R. 12231 (H. Rept. 2062). pp. 14201-2
22. FLOOD CONTROL. Received the conference report on H. R. 7634, the omnibus flood control and rivers and harbors bill (H. Rept. 2064). pp. 14204-11
23. HAWAII. Agreed to H. Con. Res. 706 authorizing corrections in the enrolled bill H. R. 11602, to amend certain laws of the U. S. in light of the admission of Hawaii into the Union. p. 14171
24. TRANSPORTATION. Received the conference report on H. R. 11135, to aid in the development of a coordinated system of transportation for the National Capital region; to create a temporary National Capital Transportation Agency; etc (H. Rept. 2061). pp. 14171-5
25. LIVESTOCK. Rep. Thomson, Wyo., urged consideration of legislation to "provide protection for producers and feeders of livestock when they show that the increased import of meat or meat products causes or threatens serious injury to their industry." p. 14177

26. RECLAMATION. The Interior and Insular Affairs Committee reported without amendment S. 68, to provide for continued delivery of water under the Federal reclamation laws to lands held by husband and wife upon the death of either (H. Rept. 2055). p. 14211
27. CONSERVATION. The Conservation and Credit Subcommittee of the Agriculture Committee voted to report to the full committee H. R. 12849, to protect farms and ranch operators making certain land use changes under the Great Plains conservation program and the soil bank program against loss of cropland acreage and acreage allotments. p. D643
28. WEEDS. The "Daily Digest" states that the Conservation and Credit Subcommittee of the Agriculture Committee "passed over without prejudice" S. 861, to provide for the control of noxious plants on land under the control or jurisdiction of the Federal Government." p. D643

ITEM IN APPENDIX

29. TEXTILE IMPORTS. Sen. Talmadge inserted an article criticizing a recent Tariff Commission decision regarding duties on textile imports which includes a statement by Sen. Thurmond that this "proves the imperative need of Congress to take action in the next session to regain control of its constitutional authority over our trade program." p. A5680

BILLS INTRODUCED

30. PERSONNEL. H. R. 12900, by Rep. Halpern, to amend the Civil Service Retirement Act to authorize the retirement of employees after 30 years of service without reduction in annuity; to Post Office and Civil Service Committee.
H. R. 12903, by Rep. Short, to adjust the rates of compensation of employees in the postal field service, to establish a temporary Commission on Federal Civilian Employees Compensation Policy; to Post Office and Civil Service Committee.
31. SCHOOL LUNCH. H. R. 12896, by Rep. Bailey, to amend the National School Lunch Act to provide for a more equitable distribution of the funds available under such act; to Education and Labor Committee.
32. MARKETING. S. 3787, by Sen. Holland, to amend the provisions of the Perishable Agricultural Commodities Act, 1930, relating to practices in the marketing of perishable agricultural commodities; to Agriculture and Forestry Committee.
33. FOREST ROADS. S. 3791, by Sen. Magnuson, to amend section 205 of title 23 of the United States Code to provide for the system of forest development roads and trails needed for the utilization and protection of lands administered by the Forest Service; to Public Works Committee. Remarks of author. p. 13991

-0-

COMMITTEE HEARINGS ANNOUNCEMENTS:

July 1: Increased price supports for milk and butterfat, amendments to Public Law 480, protection of acreage allotments in Great Plains program, inclusion of administrative costs in crop insurance premiums, donation of dairy products for home economic courses, grading of grapes and plums for export, establishment of botanic garden in Hawaii, and miscellaneous land transfer bills, H. Agriculture (exec).

Road authorization bill, conferees (exec).

86TH CONGRESS
2D SESSION

H. CON. RES. 706

IN THE SENATE OF THE UNITED STATES

JULY 1, 1960

Received; read twice, considered, read the third time, and passed

CONCURRENT RESOLUTION

1 *Resolved by the House of Representatives (the Senate*
2 *concurring)*, That in the enrollment of the bill (H.R.
3 11602) entitled "An Act to amend certain laws of the
4 United States in light of the admission of the State of Hawaii
5 into the Union, and for other purposes," the Clerk of the
6 House be, and he is hereby, authorized and directed to
7 make the following corrections in the House engrossed bill:
8 On page 9, line 7, strike out "1960," and insert "1950,";
9 on page 15, line 15, strike "1960" and insert "1950"; on
10 page 31, line 2, strike out "15 (a)" and insert "14 (a)";
11 on page 31, line 3, strike out "24 (a)," and insert "23 (a),";
12 on page 31, line 4, strike out "3 of section 30 (d)," and

1 insert "(3) of section 29 (d) ,"; on page 31, line 5, strike out
 2 "section 31," and insert "section 30,"; on page 31, line 6,
 3 strike out "section 21 (b) " and insert "section 20 (b) ";
 4 on page 31, line 12, strike out "31 (a) " and insert "30 (a) ";
 5 on page 31, line 24, strike out "section 15" and insert "sec-
 6 tion 14"; on page 32, line 2, strike out "section 15 (a) "
 7 and insert "section 14 (a) "; on page 32, line 8, strike out
 8 "section 15 (a) " and insert "section 14 (a) "; on page 32,
 9 line 10, strike out "section 31 (c) (1) " and insert "section
 10 30 (c) (1) "; on page 32, line 15, strike out "section 15, by
 11 section 21 (a) ," and insert "section 14, by section 20 (a) ,";
 12 on page 32, line 16, strike out "24 (b) ," and insert "23
 13 (b) ,"; on page 32, line 17, strike out "section 30," and in-
 14 sert "section 29,"; and on page 32, line 18, strike out "sec-
 15 tion 31" and insert "section 30".

Passed the House of Representatives June 30, 1960.

Attest:

RALPH R. ROBERTS,

Clerk.

86TH CONGRESS
2D SESSION

H. CON. RES. 706

CONCURRENT RESOLUTION

Authorizing corrections in the engrossment of
the bill H.R. 11602.

JULY 1, 1960

Received; read twice, considered, read the third time,
and passed

Jensen	Minshall	Rutherford
Johansen	Mitchell	St. George
Johnson, Calif.	Moeller	Santangelo
Johnson, Colo.	Monagan	Saund
Johnson, Md.	Montoya	Saylor
Johnson, Wis.	Moore	Schenck
Jonas	Moorhead	Scherer
Jones, Ala.	Morgan	Schneebeli
Jones, Mo.	Morris, N. Mex.	Schwengel
Judd	Morrison	Scott
Karsten	Moss	Selden
Karth	Moulder	Shelley
Kasem	Multer	Shipley
Kastenmeyer	Mumma	Short
Kearns	Murphy	Sikes
Keith	Murray	Siler
Kelly	Natther	Simpson
Kilburn	Nelsen	Sisk
Kilday	Nix	Slack
Kilgore	Norblad	Smith, Calif.
King, Calif.	Norrell	Smith, Iowa
King, Utah	O'Brien, Ill.	Smith, Kans.
Kirwan	O'Brien, N.Y.	Smith, Miss.
Kitchin	O'Hara, Ill.	Smith, Va.
Kluczynski	O'Hara, Mich.	Springer
Knox	O'Konski	Staggers
Kowalski	O'Neill	Stratton
Kyl	Oliver	Stubblefield
Lafore	Osmer	Sullivan
Laird	Ostertag	Taber
Landrum	Passman	Taylor
Lane	Patman	Teague, Calif.
Langen	Pelly	Teague, Tex.
Lankford	Perkins	Teller
Latta	Pfost	Thomas
Lennon	Philbin	Thompson, La.
Lesinski	Pilcher	Thompson, Tex.
Levering	Pillion	Thomson, Wyo.
Libonati	Pirnie	Thornberry
Lindsay	Poage	Toll
Lipscomb	Poff	Toilefson
Loser	Porter	Trimble
McCormack	Powell	Tuck
McCulloch	Preston	Udall
McDonough	Price	Ullman
McDowell	Prokop	Utt
McFall	Pucinski	Vanik
McGinley	Quile	Van Pelt
McGovern	Quigley	Van Zandt
McIntire	Rabaut	Wainwright
McMillan	Rains	Wallhauser
McSween	Randall	Walter
Macdonald	Ray	Wampler
Machrowicz	Reece, Tenn.	Watts
Mack	Rees, Kans.	Weaver
Madden	Reuss	Wels
Magnuson	Rhodes, Ariz.	Westland
Mahon	Rhodes, Pa.	Wharton
Mailliard	Riehlman	Whitener
Marshall	Riley	Whitten
Matthews	Rivers, Alaska	Widnall
May	Rivers, S. C.	Williams
Meador	Roberts	Willis
Morrow	Robison	Wilson
Metcalf	Rodino	Winstead
Meyer	Rogers, Colo.	Wolf
Michel	Rogers, Fla.	Wright
Miller, Clem	Rogers, Mass.	Yates
Miller,	Rogers, Tex.	Young
George, P.	Rooney	Zablocki
Miller, N.Y.	Roosevelt	Zelenko
Milliken	Rostenkowski	
Mills	Roush	

NAYS—0

ANSWERED "PRESENT"—0

NOT VOTING—37

Alford	Buckley	Martin
Anderson,	Carnahan	Mason
Mont.	Chipfield	Morris, Okla.
Ashley	Davis, Ga.	Sheppard
Bailey	Dawson	Spence
Baker	Dent	Steed
Barden	Edmondson	Thompson, N.J.
Barrett	Glenn	Vinson
Bentley	Gray	Wier
Blatnik	Jackson	Withrow
Blich	Jarman	Younger
Bowles	Keg	
Brown, Mo.	Keogh	

So the bill was passed.

The Clerk announced the following pairs:

Mr. Alford with Mr. Martin.
 Mr. Bowles with Mr. Baker.
 Mr. Carnahan with Mr. Chipfield.
 Mr. Edmondson with Mr. Glenn.
 Mr. Anderson of Montana with Mr. Mason.

Mr. Thompson of New Jersey with Mr. Withrow.

Mr. Vinson with Mr. Jackson.

Mr. Dent with Mr. Younger.

Mr. Barrett with Mr. Bentley.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

AMENDING CERTAIN LAWS OF THE UNITED STATES IN LIGHT OF THE ADMISSION OF THE STATE OF HAWAII INTO THE UNION

Mr. ASPINALL. Mr. Speaker, I offer a concurrent resolution (H. Con. Res. 706) and ask unanimous consent for its immediate consideration.

The Clerk read the resolution as follows:

Resolved by the House of Representatives (the Senate concurring), That in the enrollment of the bill (H.R. 11602) entitled "An act to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes," the Clerk of the House be, and he is hereby, authorized and directed to make the following corrections in the House engrossed bill: On page 9, line 7, strike out "1960," and insert "1950,"; on page 15, line 15, strike "1960" and insert "1950"; on page 31, line 2, strike out "15(a)" and insert "14(a)"; on page 31, line 3, strike out "24(a)," and insert "23(a)"; on page 31, line 4, strike out "3 of section 30(d)," and insert "(3) of section 29(d)"; on page 31, line 5, strike out "section 31," and insert "section 30,"; on page 31, line 6, strike out "section 21(b)" and insert "section 20(b)"; on page 31, line 12, strike out "31(a)" and insert "30(a)"; on page 31, line 24, strike out "section 15" and insert "section 14"; on page 32, line 2, strike out "section 15(a)" and insert "section 14 (a)"; on page 32, line 8, strike out "section 15(a)" and insert "section 14(a)"; on page 32, line 10, strike out "section 31(c)(1)" and insert "section 30(c)(1)"; on page 32, line 15, strike out "section 15, by section 21 (a)," and insert "section 14, by section 20 (a)"; on page 32, line 16, strike out "24(b)," and insert "23(b)"; on page 32, line 17, strike out "section 30," and insert "section 29,"; and on page 32, line 18, strike out "section 31" and insert "section 30."

The SPEAKER. Is there objection to the request of the gentleman from Colorado?

There was no objection.

The resolution was agreed to.

A motion to reconsider was laid on the table.

INTERNAL REVENUE CODE OF 1954

Mr. FORAND. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 8229) to amend the Internal Revenue Code of 1954 to provide an exemption from income tax for supplemental unemployment benefit trusts, with Senate amendments thereto, disagree to the Senate amendments, and agree to the conference asked by the Senate.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Rhode Island? The Chair hears none, and appoints the following conferees: Messrs. MILLS, FORAND, KING of California, MASON, and BYRNES of Wisconsin.

BOUNDARY MARKERS ON INDIAN RESERVATIONS

Mr. LIBONATI. Mr. Speaker, I ask unanimous consent to take from the Speaker's desk the bill (H.R. 4386) to amend title 18 of the United States Code to make it unlawful to destroy, deface, or remove certain boundary markers on Indian reservations, and to trespass on Indian reservations to hunt, fish, or trap, with Senate amendments thereto, and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 2, line 14, after "fishing" insert "thereon".

Page 2, line 15, after "fish" insert "therefrom".

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Illinois?

There was no objection.

The Senate amendments were concurred in.

A motion to reconsider was laid on the table.

COORDINATED SYSTEM OF TRANSPORTATION FOR THE NATION'S CAPITAL

Mr. McMILLAN submitted the following conference report and statement on the bill (H.R. 11135) to aid in the development of a coordinated system of transportation for the National Capital region; to create a temporary National Capital Transportation Agency; to authorize negotiation to create an interstate agency; and for other purposes.

CONFERENCE REPORT (H. REPT. No. 2061)

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 11135) to aid in the development of a coordinated system of transportation for the National Capital region; to create a temporary National Capital Transportation Agency; to authorize negotiation to create an interstate agency; and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows: In lieu of the matter proposed to be inserted by the Senate amendment insert the following:

"TITLE I.—SHORT TITLE, STATEMENT OF FINDINGS AND POLICY, AND DEFINITIONS

"Short title

"Sec. 101. This Act may be cited as the 'National Capital Transportation Act of 1960'.

"Statement of findings and policy

"Sec. 102. The Congress finds that an improved transportation system for the National Capital region (1) is essential for the continued and effective performance of the functions of the Government of the United States, for the welfare of the District of Columbia, for the orderly growth and development of the National Capital region, and for the preservation of the beauty and dignity of the Nation's Capital; (2) requires the planning on a regional basis of a unified system of freeways, parkways, express transit service on exclusive rights-of-way, and other major transportation facilities; (3) requires cooperation among the Federal, State, and

local governments of the region and public carriers in the development and administration of major transportation facilities; (4) requires financial participation by the Federal Government in the creation of certain major transportation facilities that are beyond the financial capacity or borrowing power of the public carriers, the District of Columbia, and the local governments of the region; and (5) requires coordination of transportation facilities with other public facilities and with the use of land, public and private. The Congress therefore declares that it is the continuing policy and responsibility of the Federal Government, in cooperation with the State and local governments of the National Capital region, and making full use of private enterprise whenever appropriate, to encourage and aid in the planning and development of a unified and coordinated transportation system for the National Capital region.

Definitions

"SEC. 103. When used in this Act—

"(a) 'National Capital region' means the District of Columbia, Montgomery and Prince Georges Counties in the State of Maryland, Arlington, Fairfax, Loudoun, and Prince William Counties and the cities of Alexandria and Falls Church in the Commonwealth of Virginia, and all other cities now or hereafter existing in Maryland or Virginia within the geographic area bounded by the outer boundaries of the combined area of said counties and cities.

"(b) 'Government agency' and 'government agencies' mean the Government of the United States, District of Columbia, Commonwealth of Virginia, State of Maryland, or any political subdivision, agency, or instrumentality thereof which is located within, or whose jurisdiction includes all or part of, the National Capital region; the term includes, but is not limited to, public authorities, towns, villages, cities, other municipalities, and counties.

"TITLE II—CREATION OF A NATIONAL CAPITAL TRANSPORTATION AGENCY

"National Capital Transportation Agency

"SEC. 201. (a) There is hereby established the National Capital Transportation Agency (hereinafter referred to as the 'Agency'). The Agency shall be subject to the direction and supervision of the President, or the head of such department or agency as he may designate. The Agency shall be headed by an Administrator who shall be appointed by the President, by and with the advice and consent of the Senate, and who shall receive compensation at a rate equal to the maximum rate for grade 18 of the General Schedule of the Classification Act of 1949, as amended, plus \$500 per annum.

"(b) To assist the Administrator in the execution of the functions vested in the Agency there shall be a Deputy Administrator who shall be appointed by the President, by and with the advice and consent of the Senate, and who shall receive compensation at a rate equal to the maximum rate for grade 18 of the General Schedule of the Classification Act of 1949, as amended. The Deputy Administrator shall perform such duties as the Administrator may from time to time designate and shall be Acting Administrator during the absence or disability of the Administrator.

"(c) No Administrator or Deputy Administrator shall, during his continuance in office, be engaged in any other business, but shall devote himself to the work of the Agency. No Administrator or Deputy Administrator or member of the Advisory Board (established in section 202) shall have financial interest in any corporation engaged in the business of providing public transportation nor in any corporation engaged in the manufacture or selling of passenger transportation equipment or facilities.

"Advisory board

"SEC. 202. There is established an Advisory Board of the National Capital Transportation Agency. The Advisory Board shall be composed of five members appointed by the President, by and with the advice and consent of the Senate, at least three of whom shall be residents of the National Capital region. The President shall designate one member as chairman. The Advisory Board shall meet at least once every ninety days. The Advisory Board shall advise the Administrator in respect of such matters as the general policies of the Agency; Agency policies in connection with acquisition, design, and construction of facilities; fees for the use of Agency facilities and property; planning and administration generally; and such other matters as may be referred to it by the Administrator or which the Advisory Board, in its discretion, may consider. Each member of the Advisory Board, when actually engaged in the performance of his duties, shall receive for his services compensation at a rate not in excess of the per diem equivalent of the maximum rate for grade 18 of the General Schedule of the Classification Act of 1949, as amended, together with travel expenses as authorized by section 5 of the Act of August 2, 1946, as amended (5 U.S.C. 73b-2), for persons employed intermittently as consultants or experts and receiving compensation on a per diem when actually employed basis.

"Advisory and coordinating committees

"SEC. 203. (a) The Administrator is authorized to establish such advisory and coordinating committees composed of representatives of State and local governments, Federal agencies, other Government agencies, and such private organizations and persons as may be necessary or helpful to obtain the maximum amount of cooperation and correlation of effort in order that a coordinated system of transportation be developed for the National Capital region. These advisory and coordinating committees shall consider problems referred to them by the Administrator and shall make recommendations to the Administrator concerning the activities of the Agency as they affect transit traffic, and highway conditions, and other matters of mutual interest to the Agency and to the Government agencies, organizations, and persons represented on the advisory and coordinating committees.

"(b) The advisory and coordinating committees shall serve the Agency solely in an advisory capacity. Members of such committees shall serve thereon without additional compensation. Members who are not representatives of an agency of the United States may receive travel expenses as authorized by section 5 of the Act of August 2, 1946, as amended (5 U.S.C. 73b-2), for persons serving without compensation.

"Preparation and approval of transit development program

"SEC. 204. The Agency—

"(a) Shall prepare, and may from time to time revise, a Transit Development Program. The Transit Development Program shall consist of a plan or plans indicating the general location of facilities in which the Agency will participate for the transportation of persons within the National Capital region, a timetable for the provision of such facilities and comprehensive financial reports including costs, revenues, and benefits. The Transit Development Program may indicate (1) the routes of surface, subsurface, and elevated carriers, including bus and other motor vehicle carriers, rail carriers, waterborne carriers, air carriers, and other carriers, and (2) the location and extent of terminals, stations, platforms, motor vehicle parking facilities for transit users, extra-wide median strips and other rights-of-way,

docks, rails or tracks or other similar facilities, bridges, tunnels, buildings or structures powerplants, repair shops, yards, garages, and other necessary facilities relating to the transportation of persons. The Transit Development Program shall, to the extent practicable, conform to the general plan for the development of the National Capital region and to the comprehensive plan for the National Capital within the meaning of sections 3, 4, and 5 of the National Capital Planning Act of 1952 (66 Stat. 781), except as may be determined by the President.

"(b) Shall, in the preparation of the Transit Development Program, give special consideration to:

"(1) Expanded use of existing facilities and services, including expanded use and development of existing railroad lines into the District of Columbia, and coordinated and efficient transit service across jurisdictional boundaries and between areas served by different companies: *Provided*, That the Public Utilities Commission of the District of Columbia, before granting its approval to any further conversion by the D.C. Transit System, Inc., of street railway operations to bus operations as provided in section 7 of the Act of July 24, 1956 (70 Stat. 598), shall consult with the Agency on the possible use of street railway facilities and equipment in the Transit Development Program. The Commission may withhold its approval of such conversion and require the preservation of equipment and facilities already withdrawn from service if it finds that there is a substantial possibility that the Transit Development Program will provide for the continued use of street railway facilities and equipment.

"(2) Early development of a subway from Union Station capable of rapid dispersal of passengers from the railhead to the principal employment centers in the District of Columbia and its immediate environs, and capable of being extended to serve other parts of the region: *Provided*, That no freeway, or new parkway more than two lanes in width, shall be built within the District of Columbia west of Twelfth Street, Northwest, and north of either the north or the west legs of the proposed Inner Loop Freeway, the proposed Potomac River Expressway, or the proposed Palisades Parkway, before July 1, 1965; and the Agency shall not later than January 10, 1965, submit to the President, for transmittal to Congress, its recommendation as to whether any such freeway or parkway should thereafter be built.

"(3) Acquisition and development of rights-of-way and related facilities for providing express transit lines in conjunction with major highways and bridges.

"(c) Shall prepare proposals for implementing each part of the Transit Development Program, including preliminary engineering plans, descriptions of the character of services to be rendered, estimates of costs and revenues, arrangements for financing and organization, and other information setting forth the manner in which the program is to be carried out: *Provided*, That no part of the Transit Development Program shall be carried out by the Agency until a report containing a full and complete description of that part of the program has been transmitted to the Congress, and the execution of that part of the program has been expressly authorized by legislation thereafter enacted by the Congress.

"(d) In order to facilitate the transition from a Federal agency to an interstate proprietary agency and to further coordination within the National Capital region, shall submit the Transit Development Program and any revision thereof: (1) to the governing bodies of the District of Columbia, Montgomery and Prince Georges Counties in the State of Maryland, and Arlington, Fairfax,

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF
BUDGET AND FINANCE

(For Department
Staff Only)

CONTENTS

Issued July 5, 1960
For actions of July 1, 1960
86th-2d, No. 123

Acreage allotments.....	41
Administrative practices.....	35
Appropriations 1,2,3,5,7,10,40,43	
ARS.....	1
Banking.....	49
Botanic garden.....	19
Budget.....	33
Casein imports.....	44
Coconut meat.....	26
Color additives.....	13
Conservation.....	19
Contracts.....	17
Cotton.....	48
Crop insurance.....	19
Defense production.....	42
Depressed areas.....	25
Electrification.....	27
Entomology.....	1
Farm program.....	32
Flood control.....	1,12,22
Food supply.....	31
Foreign affairs.....	47
Forest highways.....	1,18
Grapes and plums.....	19
Great Plains.....	19
Hawaii.....	8
Household effects.....	45
Industrial loans.....	25
Lands.....	8,19
Library services.....	28
Military construction.....	10
Organization.....	24
Pay increase.....	1,6
Personnel.....	1,6,38
Potatoes.....	29
Poultry food.....	1
Procurement.....	37
Property.....	21
Public debt.....	46
Public health.....	16
Purchasing.....	17
Reclamation.....	14
Recreation.....	23
Roads and trails.....	18
Small business.....	15
Social security.....	34
Soil bank.....	19
Sugar.....	4,36
Supplemental appropriations.....	1
Surplus food.....	39
Taxation.....	33
Trade agreements.....	34
Transportation.....	11
Water research.....	30
Watersheds.....	1,20
Wool imports.....	50

HIGHLIGHTS: Senate passed supplemental appropriation bill. Senate committee reported resolution to adjust sugar quotas. Both Houses agreed to conference reports and cleared for President. Independent offices appropriation bill; legislative branch appropriation bill. Senate agreed to conference report on general Government matters appropriation bill. Both Houses passed appropriation continuation measure. Both Houses overrode President's veto of pay raise bill. House received conference report on road authorization bill, including forest roads. House committee voted to report bill to permit inclusion of administrative costs in crop insurance premiums.

SENATE

1. SUPPLEMENTAL APPROPRIATION BILL, 1961. By a vote of 90 to 2, passed with amendments this bill, H. R. 12740 (pp. 14378-80). The bill had been reported earlier by the Appropriations Committee with amendments (S. Rept. 1832) (p. 14378).

Agreed to the following committee amendments: To strike out \$500,000 to ARS for the construction of an entomology laboratory and insert \$5,200,000 to ARS for the construction of facilities; to provide to SCS \$1,800,000 additional for watershed protection and \$1,570,000 for flood prevention; to provide \$1,350,000 addition to AMS to permit inspection of poultry-food products in processing plants during fiscal year 1961; and to provide \$30,000,000 to the

Bureau of Public Roads for payment of obligations incurred in the construction of forest highways. p. 14378

Agreed to an amendment by Sen. Hayden to provide that appropriations, authorizations, and funds available to departments and agencies for the fiscal year 1961 may be apportioned on the basis indicating the need for supplemental estimates so as to permit the payment of pay increases provided for in new pay raise law. p. 14379

Agreed to an amendment by Sen. Johnson to provide \$5,031,000 for construction of an international storage dam on the Rio Grande by the U. S. and Mexico. (p. 14379). Conferees were appointed. p. 14380

2. INDEPENDENT OFFICES APPROPRIATIONS BILL, 1961. Both Houses agreed to the conference report on this bill, H. R. 11776, and acted on amendments in disagreement. This bill will now be sent to the President. pp. 14294-6, 14309-12
3. GENERAL GOVERNMENT MATTERS APPROPRIATION BILL, 1961. Agreed to the conference report on this bill, H. R. 11389, and acted on amendments in disagreement. This bill will now be sent to the President. p. 14297
4. SUGAR. The Finance Committee reported without amendment S. J. Res. 217, to authorize the President to make certain adjustments in the sugar quotas for foreign countries (S. Rept. 1833). p. 14215
Sen. Long, Hawaii, inserted a newspaper editorial, "Sugar as a Foreign Policy Instrument," discussing the proposed legislation to give the President authority to adjust foreign sugar quotas. p. 14226
5. LEGISLATIVE APPROPRIATION BILL, 1961. Both Houses agreed to the conference report on this bill, H. R. 12232, with the Senate agreeing to recede from the remaining amendment of the Senate in disagreement. This bill will now be sent to the President. pp. 14297-9, 14341
6. PERSONNEL; PAY RAISE. Both Houses voted to override the President's veto of H. R. 9883, the pay raise bill for Federal employees (the House by a vote of 345 to 69, and the Senate by a vote of 74 to 24). The bill now becomes law. pp. 14307-8, 14264, 14265-6, 14275-92 (Public Law 86-568)
7. TEMPORARAY APPROPRIATIONS. Both Houses passed without amendment H. J. Res. 778, the appropriations continuation resolution to make temporary appropriations until Aug. 31, 1960, to those departments and agencies whose annual appropriation bills have not yet been enacted. This measure will now be sent to the President. pp. 14293, 14307-8
8. LANDS. Passed with amendment S. 2587, to require an act of Congress for public land withdrawals in excess of 5,000 acres in the aggregate for any project or facility of any department or agency of the Government. pp. 14416-7
Passed with amendments H. R. 7004, to permit consistent practices in the management of all Bureau of Land Management lands so far as investigations, cooperative agreements, and acceptance of contributions are concerned. pp. 14428-9
9. HAWAII. Agreed to H. Con. Res. 706, authorizing certain correction in the enrolling of H. R. 11602, to amend certain laws in light of the admission of Hawaii into the Union. p. 14268
10. MILITARY CONSTRUCTION APPROPRIATION BILL, 1961. Both Houses agreed to the conference report on this bill, H. R. 12231, and acted on amendments in disagreement. This bill will now be sent to the President. pp. 14293-4, 14308-9

In his statement he specifically declares that May 1st was wrong. Obviously it was wrong because the May 1 flight failed. But he states:

It should have been held on April 9 or around the middle of April.

If it were held around the middle of April, we would have had time to rebuild our relationship with the Soviet.

My question is, What would have been the position of the committee if the April 9 flight had failed? What would have been the position of the committee and its chairman if any of the flights prior to April 15 had failed? The Committee Chairman suggested that cutoff date.

I shall first try to answer those questions myself. On the basis of hindsight, the judgment would have been formed that the April 15 date was improper. If the flight of April 9 had failed, it would have been declared that that flight should not have been conducted.

The Senator from Wisconsin discussed the subject of the simplicity of forming judgments on the basis of past facts compared with the difficulty of forming them by looking into the future. I should like to have the opinion of the Senator from Wisconsin as to what he believes the situation would have been if the last flight had been conducted on April 9 or April 15 rather than on May 1.

Mr. WILEY. If the Senator from Ohio is asking with respect to the reaction of the chairman of the committee, I suspect that if the flight had failed on any of the dates he mentioned, the same conclusions would have been drawn. But I personally feel that since the President and those who had charge of this entire procedure for 4 years knew that May 1 was the only day in that month that was available because of weather conditions, the right thing was done. We have not yet received the facts as to how Powers was shot down or came down in some other way. Those facts will have to be developed. One of the columnists lately gave the impression that Powers probably fainted and had to come down lower, or that his instruments were damaged and he had to come down. I do not know.

However, looking at the episode now, all I can say is that in my humble opinion, those who had the responsibility of making the decision made the right decision, and since they made it, it is not for me to question their right to do so.

Mr. LAUSCHE. I point out that not one of the many, many flights made since July 12, 1956, was wrong—not a single one. The only one that should not have been flown was the May 1 flight, according to the committee chairman.

Mr. WILEY. The Senator from Ohio is correct. That is what would be contended, though I do not agree with that conclusion.

Mr. JAVITS. Mr. President, I ask the Senator from Wisconsin to yield to me, provided he does not lose his right to the floor.

Mr. WILEY. I yield.

Mr. SCOTT. Mr. President—

Mr. JAVITS. Mr. President, I ask unanimous consent that the Senator

from Wisconsin may first yield to me for a statement, and following my remarks, that he be permitted to yield to the Senator from Pennsylvania [Mr. SCOTT] without losing his right to the floor.

The PRESIDING OFFICER. Is there objection? The Chair hears none, and it is so ordered.

Mr. JAVITS. Mr. President, I notice that the Senator from Arkansas [Mr. FULBRIGHT] is present. I know he is obliged to leave the Chamber shortly. He has been seeking an opportunity to address the Senate for 5 minutes. I ask unanimous consent that the Senator from Arkansas may address the Senate for 5 minutes, and then when he concludes, I may have the floor to make a statement; and then that I may yield to the Senator from Pennsylvania [Mr. SCOTT].

The PRESIDING OFFICER. The Senator from Wisconsin has charge of the time.

Mr. WILEY. I had promised the Senator from Arkansas that I would yield to him. However, he had left the Chamber and I, therefore, had yielded to the Senator from New York.

Mr. FULBRIGHT. I thank the Senator from Wisconsin and the Senator from New York.

Mr. President, I shall be very brief.

I wish to comment only briefly on the speech of the senior Senator from Wisconsin. I do not want my silence to be interpreted in any way as approval of the personal statements about me made by the distinguished and able senior Senator from Wisconsin.

His statement that I believe the English parliamentary system would be appropriate for this country is not only quite untrue and unfounded, but is wholly irrelevant to the issues raised by my statement on Tuesday concerning the U-2 incident.

His repeated insinuations that I was partisan in my observations are without any foundation, I believe.

On page 4 he stated that Members of Congress—and I suppose he means me—have questioned the motives of the President. This is entirely untrue and false. I do not question the President's motives. I have questioned only his judgment, just as I questioned the judgment of the Senator from Wisconsin, and not his motives.

As for the substantive arguments of the Senator from Wisconsin, they primarily consist of self-righteous statements which bear the hallmark of Republican foreign policy. He blames everything on the Communists, and that makes the whole matter very simple.

Our Government does not make mistakes, in his opinion, and it interprets every setback as a victory, whether it be the failure of the Paris summit conference or the withdrawal of the invitation by the Japanese Government of its invitation to the President to visit that country. I assume from that that he also feels the same way about the reception the Vice President received in Peru and Venezuela a short time ago on his last visit to that area.

Much of the substantive material in the speech of the Senator from Wisconsin is irrelevant to the U-2 incident and its aftermath, and, therefore, to discuss it would add nothing to our understanding of that event or to an understanding of our present circumstances in the world.

I can only add that I based my conclusions upon the report of the committee approved by 14 of the 17 members, including 4 of the 6 Republican members of that committee. The four members who signed the report were faithful in their attendance and were cooperative in every respect.

Finally, of course, everyone will interpret that report according to his own experience and sensitiveness to the facts which were found by the committee. It is quite natural and normal that the various members of that committee should interpret the meaning of the facts which were developed. There was very little difference of opinion in the committee as to the factual statement itself. There was no trouble in arriving at the statement of facts. The difficulty arises from the meaning of the facts, which is quite natural and normal. However, I think the members during this period exercised a great deal of control, and they succeeded in preventing partisanship from entering into the consideration of the report. I believe we succeeded under these circumstances to an unusual degree, and I think the report itself is a sound and worthwhile document. Any reasonable person, by a careful reading of the report, can gain an understanding of the major aspects of this sad and unfortunate affair which we have referred to as the U-2 affair.

I close by expressing the hope that we can keep partisanship to a minimum in discussing our foreign relations. By that I do not mean we should not discuss them. I think it is one of the most legitimate and important subjects to discuss.

I do not mean that there should not be differences of opinion about it. Of course, there should be. But these continual insinuations that anyone who might disagree with another's interpretation as being pro-Communist or an advocate of Mr. Khrushchev's position, it seems to me, is evidence of extreme partisanship.

I hope the Democrats will never be guilty of anything approaching the action of the Republicans in Congress in December 1950, when they passed a formal resolution demanding the resignation of the then Democratic Secretary of State on the eve of his departure to an important conference with our Western European allies.

I believe that is one of the classic examples of partisanship. I am glad to recite that the senior Senator from Wisconsin, according to press reports I have, was not present and did not participate in that vote. However, it was overwhelmingly adopted by the membership of both Houses. I do not believe there has been the slightest indication of any attempt on the part of the Democratic members of the committee or of the Senate to take partisan advantage out of the U-2 incident. The report itself,

as anyone can see who reads it, is very factual and, as I said, has been accepted by four of the members on the Republican side of the Committee on Foreign Relations. I submitted my own observations as being a proper and logical deduction from the facts found in that report. If those who disagree with it—and they are at liberty to disagree—and argue as to the merits of it, I have no objection. However, merely to denounce it as being in the interest of Mr. Khrushchev, it seems to me, is the height of partisanship. I do not believe that adds anything to our understanding or to the formulating of what our policy is to be in the future. I would say that the whole report is intended to give, first, understanding and, second, some guidance as to how we shall conduct our relations with the Communist empire, largely because we have no alternative but to conduct relations with them, unless we wish to resort to war. I do not believe that those who disagree with the report find that that is a tenable policy.

Mr. GORE. Mr. President, will the Senator yield?

Mr. JAVITS. I yield.

Mr. GORE. I wish to congratulate the junior Senator from Arkansas, the distinguished chairman of the Committee on Foreign Relations, upon his conduct of the hearings on the failure of the Paris conference and incidents related thereto, and to congratulate him also upon his successful conduct of the deliberations and the eventual issuance of the report by the Committee on Foreign Relations.

As the Senator knows, the prediction was made, at the close of the hearing, that the committee would not be able to reach agreement on a report. The committee did finally, after many long and arduous sessions, examination and drafting, line by line, issue a report, and not one vote was cast against the contents of the report.

I believe it is fair to say—and I am sure if I am incorrect the distinguished senior Senator from Indiana will say so—that his opposition to the report was not based upon its contents, but upon the advisability of issuing a report. That is a point of view which, it seems to me, is a tenable one.

On the other hand, I thought that in the exercise of democracy we could not sweep under the rug a matter so important as the failure of the Paris conference.

It was necessary to have an investigation. Once we had an investigation, it seems to me, it was incumbent upon the membership of the committee, if it could possibly do so, within the bounds of accommodation, reason, and compromise, to issue a report. I am happy that it did so and that the report was approved by a vote of 14 to 1. This accomplishment was in large measure due to the impartial, nonpartisan way in which the distinguished chairman of the committee presided over the deliberations of the committee. I wish to express to him my appreciation for his efforts and my esteem for his ability, and my congratulations upon his accomplishment.

Mr. FULBRIGHT. I thank the Senator very much. He has contributed greatly to the accomplishment.

Mr. WILEY. Mr. President, I yield the floor.

Mr. JAVITS. I yield to the Senator from Hawaii.

CORRECTIONS IN H.R. 11602, THE HAWAII OMNIBUS BILL

Mr. LONG of Hawaii. Mr. President, I ask unanimous consent for the consideration at this time of House Concurrent Resolution 706. The resolution authorizes and directs the clerk of the House to make technical corrections in H.R. 11602, the Hawaii omnibus bill, as engrossed by the House. These corrections are completely of a technical nature. The leadership on both sides of the aisle has been consulted on the matter. There is no objection.

The Presiding Officer laid before the Senate, House Concurrent Resolution 706, which was read as follows:

Resolved by the House of Representatives (the Senate concurring), That in the enrollment of the bill (H.R. 11602) entitled "An Act to amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes," the Clerk of the House be, and he is hereby, authorized and directed to make the following corrections in the House engrossed bill: On page 9, line 7, strike out "1960," and insert "1950"; on page 15, line 15, strike "1960" and insert "1950"; on page 31, line 2, strike out "15(a)" and insert "14(a)"; on page 31, line 3, strike out "24(a)," and insert "23(a)"; on page 31, line 4, strike out "3 of section 30(d)," and insert "(3) of section 29(d)"; on page 31, line 5, strike out "section 31," and insert "section 30"; on page 31, line 6, strike out "section 21(b)" and insert "section 20(b)"; on page 31, line 12, strike out "31(a)" and insert "30(a)"; on page 31, line 24, strike out "section 15" and insert "section 14"; on page 32, line 2, strike out "section 15(a)" and insert "section 14(a)"; on page 32, line 8, strike out "section 15(a)" and insert "section 14(a)"; on page 32, line 10, strike out "section 31(c) (1)" and insert "section 30(c) (1)"; on page 32, line 15, strike out "section 15, by section 21(a)," and insert "section 14, by section 20(a)"; on page 32, line 16, strike out "24(b)," and insert "23(b)"; on page 32, line 17, strike out "section 30," and insert "section 29"; and on page 32, line 18, strike out "section 31" and insert "section 30".

The PRESIDING OFFICER. The question is on agreeing to the concurrent resolution.

The concurrent resolution was agreed to.

THE U-2 INCIDENT AND FOREIGN POLICY

Mr. JAVITS. Mr. President, I now yield 2 minutes to the Senator from Missouri, and then I shall yield briefly to the Senator from Pennsylvania. I ask unanimous consent that I may do so without losing my right to the floor.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. SYMINGTON. Mr. President, I too should like to join with the distinguished Senator from Tennessee in congratulating the chairman of the Committee on Foreign Relations for the very

able and constructive talk he made with respect to the U-2 incident on the floor of the Senate recently. I put in the RECORD, not long ago, a statement by Mr. Albert Wohlstetter, which he made in an article on "National Purpose," published in the New York Times and Life magazine. The statement reads:

I doubt that the public of this country was ever less informed on matters directly affecting its life and death. On the contrary at each great crisis the public has been reassured that no further effort is required.

Mr. President, it seems to me that the distinguished Senator from Arkansas is doing his best to keep the American people informed about matters on which they have every right to be informed. I again congratulate him on his constructive statesmanship.

Mr. JAVITS. I now yield to the Senator from Pennsylvania.

UNITED STATES-JAPAN TREATY IS VALUABLE TO BOTH NATIONS

Mr. SCOTT. Mr. President, now that the United States-Japan Security Treaty has been ratified by both nations, and is in force, it is worth considering the significance of this alliance which some of the accompanying developments have tended to obscure.

I am particularly concerned about the public reaction in our own country to the disturbances which occurred in Japan, and especially about the false conclusion—drawn by some people who should know better—that this treaty has brought about some sort of catastrophe in the free world.

Let me remind my colleagues that another significant alliance to which we are a party was born in strife. Who can forget the opposition that was expressed to the North Atlantic Treaty Organization in 1949?

No signatory joined without some domestic voices raised in protest. One parliament was stoned as it voted for ratification. Indeed, some of the most heated debate on NATO occurred right here in the U.S. Senate because many Americans questioned the advisability of committing ourselves to a provision which could mean fighting on foreign shores to defend overseas allies.

So if both our allies and we had reservations about NATO, is it so surprising to see protests raised about the important alliance which we just signed with Japan?

Neither can we consider Communist screams of protest as evidence that there is a flaw in a treaty of free world nations. To this day the 11-year-old NATO alliance sticks in the throat of the men in the Kremlin and their fanatic associates in Peiping. They have used every device short of war to break, weaken, or discredit NATO, but this has not convinced the free world that it can afford to hang together any less passionately.

But how do we explain the fact that the disturbances and street fighting in Japan were not confined to Communists?

The answer lies largely in the fact that the people of Japan have a thorough-

Public Law 86-624
86th Congress, H. R. 11602
July 12, 1960

AN ACT

74 STAT. 411.

To amend certain laws of the United States in light of the admission of the State of Hawaii into the Union, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Hawaii Omnibus Act".

Hawaii Omnibus Act.

PRINTING OUTSIDE UNITED STATES

SEC. 2. Subsection (a) of section 2 of the Act of August 1, 1956 (70 Stat. 890), is amended by striking out the words "the continental United States" and inserting in lieu thereof the words "the States of the United States and the District of Columbia". 5 USC 170g.

SOIL BANK ACT

SEC. 3. Section 113 of the Soil Bank Act, as amended, is amended to read as follows: "This subtitle B shall apply to the several States and, if the Secretary determines it to be in the national interest, to the Commonwealth of Puerto Rico and the Virgin Islands; and as used in this subtitle B, the term 'State' includes Puerto Rico and the Virgin Islands." 73 Stat. 142.
7 USC 1837.

ARMED FORCES

SEC. 4. (a) Title 10, United States Code, section 101(2), is amended by striking out the words "Hawaii or". 70A Stat. 3;
73 Stat. 142.

(b) Title 10, United States Code, sections 802(11) and 802(12), are each amended by striking out the words "the main group of the Hawaiian Islands,". 70A Stat. 38.

(c) Title 10, United States Code, section 2662(c), is amended by striking out the word "Hawaii,". 70A Stat. 147.

(d) Title 10, United States Code, is amended by striking out clause (6) of section 4744; by renumbering clauses (7) through (9) as clauses (6) through (8); by amending redesignated clause (8) to read as follows: "The families of persons described in clauses (1), (2), (4), (5), and (7)."; and by striking out the words "clause (8) or (9)" in the last sentence of such section and inserting in lieu thereof the words "clause (7) or (8)". 70A Stat. 266.

HOME LOAN BANK BOARD

SEC. 5. (a) Paragraph (3) of section 2 of the Federal Home Loan Bank Act, as amended, is further amended by striking out the words "the Virgin Islands of the United States, and the Territory of Hawaii" and by inserting in lieu thereof the words "and the Virgin Islands of the United States". 47 Stat. 725;
73 Stat. 142.
12 USC 1422.

(b) Section 7 of the Home Owners' Loan Act of 1933, as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii". 12 USC 1466.

NATIONAL HOUSING ACT

SEC. 6. The National Housing Act is amended by striking out the word "Hawaii," in sections 9, 201(d), 207(a)(7), 601(d), 713(q), and 801(g). 12 USC 1706d, 1707,
1713(a), 1736(d),
1747¹, 1748(g).

SECURITIES AND EXCHANGE COMMISSION

- 48 Stat. 74.
15 USC 77b. SEC. 7. (a) Paragraph (6) of section 2 of the Securities Act of 1933, as amended, is further amended by striking out the word "Hawaii,".
- 48 Stat. 884.
15 USC 78c. (b) Paragraph (16) of section 3(a) of the Securities Exchange Act of 1934, as amended, is further amended by striking out the word "Hawaii,".
- 54 Stat. 795,
800. (c) Paragraph (37) of section 2(a) and paragraph (1) of section 6(a) of the Investment Company Act of 1940, as amended, are each amended by striking out the word "Hawaii,".
- 15 USC 80a-2,
80a-6. (d) Paragraph (18) of section 202(a) of the Investment Advisers Act of 1940, as amended, is further amended by striking out the word "Hawaii,".
- 54 Stat. 849.
15 USC 80b-2.

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

- 52 Stat. 31;
73 Stat. 143.
16 USC 590h. SEC. 8. (a) Section 8(b) of the Soil Conservation and Domestic Allotment Act, as amended, is further amended by striking out the words "in the continental United States, except in Alaska," and inserting in lieu thereof the words "in the States of the Union, except Alaska,".
- 49 Stat. 1151.
16 USC 590q. (b) Section 17(a) of the Soil Conservation and Domestic Allotment Act, as amended, is further amended to read as follows: "This Act shall apply to the States, the Commonwealth of Puerto Rico, and the Virgin Islands, and, as used in this Act, the term 'State' includes Puerto Rico and the Virgin Islands."

WATER STORAGE AND UTILIZATION

- 68 Stat. 734.
16 USC 590r. SEC. 9. Section 1 of the Act of August 28, 1937 (50 Stat. 869), as amended, is further amended by striking out the words "the United States, including the Territories of Alaska and Hawaii, and Puerto Rico and the Virgin Islands" and inserting in lieu thereof the words "the States of the United States and in Puerto Rico and the Virgin Islands".

WILDLIFE RESTORATION

- 70 Stat. 473.
16 USC 669a. SEC. 10. Section 2 of the Act of September 2, 1937 (50 Stat. 917), as amended, is further amended by striking out the words "; and the term 'State' shall be construed to mean and include the several States and the Territory of Hawaii".

FISHERY RESOURCES

- 16 USC 758-
758c. SEC. 11. The Act of August 4, 1947 (61 Stat. 726), is amended—
- (a) by striking out the words "the Territories and island possessions of the United States" and inserting in lieu thereof the words "the United States and its island possessions" in sections 1 and 2;
- (b) by striking out the words "Territory of Hawaii and" in section 1;
- (c) by striking out the word "Territorial" and inserting in lieu thereof the word "State" in section 3; and
- (d) by striking out the words "Hawaiian Islands" and "Territory of Hawaii" and inserting in lieu thereof, in both cases, the words "State of Hawaii" in section 4.

FISH RESTORATION

SEC. 12. Section 2(d) of the Act of August 9, 1950 (64 Stat. 431), as amended, is further amended by striking out the words “; and the term ‘State’ shall be construed to mean and include the several States and the Territory of Hawaii”.

16 USC 777a.

CRIMINAL CODE

SEC. 13. (a) Title 18, United States Code, section 1401, is amended by striking out the words “the Territory of Alaska, the Territory of Hawaii,”.

70 Stat. 572.

(b) Title 18, United States Code, section 5024, is amended by striking out the words preceding the first comma and inserting in lieu thereof the words “This chapter shall apply in the States of the United States”.

66 Stat. 45.

(c) Section 6 of Public Law 85-752, as amended, is further amended by striking out the words preceding the first comma and inserting in lieu thereof the words “Sections 3 and 4 of this Act shall apply in the States of the United States”.

18 USC 4208
note.

EDUCATION

National Defense Education Act

SEC. 14. (a) (1) Subsection (a) of section 103 of the National Defense Education Act of 1958, relating to definition of State, is amended by striking out “Hawaii,” each time it appears therein.

72 Stat. 1582.
20 USC 403.

(2) (A) Paragraph (2), and subparagraph (C) of paragraph (3), of subsection (a) of section 302 of such Act, relating to allotments for science, mathematics, and foreign language instruction equipment, are each amended by striking out “continental United States” each time it appears therein and inserting in lieu thereof “United States”.

72 Stat. 1588.
20 USC 442.

(B) Effective in the case of promulgations of allotment ratios made, under section 302 of such Act, after enactment of this Act and before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska, subparagraph B of such paragraph (3) is amended to read:

“(B) The term ‘United States’ means the continental United States (excluding Alaska) and Hawaii.”

(C) Effective in the case of promulgations of allotment ratios made under such section 302 after such data for a full year are available from the Department of Commerce, subparagraph (B) of such paragraph (3) is amended to read:

“(B) The term ‘United States’ means the fifty States and the District of Columbia.”

Promulgations of allotment ratios made under such section 302 after such data for a full year are available from the Department of Commerce, but before such data are available therefrom for a full three-year period, shall be based on such data for such one full year or, when such data are available for a two-year period, for such two years.

(3) Section 1008 of such Act, relating to allotments to territories, is amended by striking out “Hawaii,”.

72 Stat. 1605.
20 USC 588.

Vocational Education

(b) (1) Section 4 of the Act of March 10, 1924 (43 Stat. 18), extending the benefits of the Smith-Hughes vocational education law to Hawaii, is repealed.

Repeal.
20 USC 29.

(2) The last sentence of section 2 of the Act of February 23, 1917 (39 Stat. 930), relating to allotments for salaries of teachers of agricultural subjects, is amended by striking out "\$27,000" and inserting in lieu thereof "\$28,500". The last sentence of section 4 of such Act, as amended, relating to allotments for teacher training, is amended by striking out "\$98,500" and inserting in lieu thereof "\$105,200".

(3) Paragraph (1) of section 2 of the Vocational Education Act of 1946, relating to definition of States and Territories, is amended by striking out "the Territory of Hawaii,".

(4) Subsection (e) of section 210 and subsection (a) of section 307 of such Act, relating to definition of State are each amended by striking out "Hawaii,".

School Construction Assistance in Federally Affected Areas

(c) Paragraph (13) of section 15 of the Act of September 23, 1950 (64 Stat. 967), as amended, relating to definition of State, is amended by striking out "Hawaii,".

School Operation Assistance in Federally Affected Areas

(d)(1) The material in the parentheses in the first sentence of subsection (d) of section 3 of the Act of September 30, 1950, as amended, relating to determination of local contribution rate, is amended to read: "(other than a local educational agency in Puerto Rico, Wake Island, Guam, or the Virgin Islands, or in a State in which a substantial proportion of the land is in unorganized territory for which a State agency is the local educational agency, or in a State in which there is only one local educational agency)".

(2) The fourth sentence of such subsection is amended by striking out "in the continental United States (including Alaska)" and inserting in lieu thereof "(other than Puerto Rico, Wake Island, Guam, or the Virgin Islands)" and by striking out "continental United States" in clause (ii) of such sentence and inserting in lieu thereof "United States (which for purposes of this sentence and the next sentence means the fifty States and the District of Columbia)". The fifth sentence of such subsection is amended by striking out "continental" before "United States" each time it appears therein and by striking out "(including Alaska)".

(3) The last sentence of such subsection is amended by striking out "Hawaii," and by inserting after "for which a State agency is the local educational agency," the following: "or in any State in which there is only one local educational agency,".

(4) Paragraph (8) of section 9 of such Act, relating to definition of State, is amended by striking out "Hawaii,".

Land-Grant College Aid

(e) Notwithstanding the last sentence of subsection (b) of section 5 of the Act entitled "An Act to provide for the admission of the State of Hawaii into the Union", approved March 18, 1959 (73 Stat. 4; Public Law 86-3), there is hereby authorized to be appropriated to the State of Hawaii the sum of \$6,000,000. Amounts appropriated under this subsection shall be held and considered to be granted to such State subject to those provisions of the Act entitled "An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts", approved July 2, 1862 (7 U.S.C. 301-308), applicable to the proceeds from the sale of land or land scrip.

IMPORTATION OF MILK AND CREAM

SEC. 15. Subsection (b) of section 9 of the Act of February 15, 1927 (44 Stat. 1103), as amended, is amended to read:

21 USC 149.

"(b) The term 'United States' means the fifty States and the District of Columbia."

OPIUM POPPY CONTROL

SEC. 16. Section 12 of the Opium Poppy Control Act of 1942, as amended, is further amended by deleting therefrom the words "the Territory of Hawaii,".

56 Stat. 1048.

21 USC 188k.

HIGHWAYS

SEC. 17. (a) The definition of the term "State" in title 23, United States Code, section 101(a), is amended to read as follows:

72 Stat. 885.

"The term 'State' means any one of the fifty States, the District of Columbia, or Puerto Rico."

(b) Sections 103(g) and 105(e) of title 23, United States Code, are repealed.

Repeal.

72 Stat. 889,

892.

72 Stat. 888.

(c) Section 103(d) of title 23, United States Code, is amended to read as follows:

"(d) The Interstate System shall be designated within the United States, including the District of Columbia, and it shall not exceed forty-one thousand miles in total extent. It shall be so located as to connect by routes, as direct as practicable, the principal metropolitan areas, cities, and industrial centers, to serve the national defense and, to the greatest extent possible, to connect at suitable border points with routes of continental importance in the Dominion of Canada and the Republic of Mexico. The routes of this system, to the greatest extent possible, shall be selected by joint action of the State highway departments of each State and the adjoining States, subject to the approval by the Secretary as provided in subsection (e) of this section. All highways or routes included in the Interstate System as finally approved, if not already coincident with the primary system, shall be added to said system without regard to the mileage limitation set forth in subsection (b) of this section. This system may be located both in rural and urban areas."

(d) Notwithstanding any other provision of law, for the purpose of expediting the construction, reconstruction, or improvement, inclusive of necessary bridges and tunnels, of the Interstate System, including extensions thereof through urban areas, designated in accordance with section 103(d) of title 23, United States Code, as amended by section 1 of this Act, the sum of \$12,375,000 shall be apportioned to the State of Hawaii out of the sum authorized to be appropriated for the Interstate System for the fiscal year ending June 30, 1962, under the provisions of section 108(b) of the Federal-Aid Highway Act of 1956 (70 Stat. 374), as amended by section 7(a) of the Federal-Aid Highway Act of 1958 (72 Stat. 89), such apportionment to be made at the same time such funds are apportioned to other States. The total sum to be apportioned under section 104(b)(5) of title 23, United States Code, for the fiscal year ending June 30, 1962, among the States other than Hawaii, shall be reduced by said sum apportioned to the State of Hawaii under this section. The Secretary of Commerce shall apportion funds to the State of Hawaii for the Interstate System for the fiscal year 1963 and subsequent fiscal years pursuant to the provisions of said section 104(b)(5) of title 23, United States Code, and, in preparing the estimates required by that section, he shall take into account the apportionment made to the State of Hawaii under this section.

23 USC 101 note.

72 Stat. 890.

72 Stat. 902.

(e) Section 127 of title 23, United States Code, is amended by adding at the end thereof the following sentence: "With respect to the State of Hawaii, laws or regulations in effect on February 1, 1960; shall be applicable for the purposes of this section in lieu of those in effect on July 1, 1956."

INTERNAL REVENUE

73 Stat. 146.
26 USC 4262.

SEC. 18. (a) Section 4262(c) (1) of the Internal Revenue Code of 1954 (relating to the definition of "continental United States" for purposes of the tax on transportation of persons) is amended to read as follows:

"(1) CONTINENTAL UNITED STATES.—The term 'continental United States' means the District of Columbia and the States other than Alaska and Hawaii."

68A Stat. 401.

(b) Section 2202 of the Internal Revenue Code of 1954 (relating to missionaries in foreign service) is amended by striking out "the State, the District of Columbia, or Hawaii" and inserting in lieu thereof "the State or the District of Columbia".

68A Stat. 424.

(c) Section 3121(e) (1) of the Internal Revenue Code of 1954 (relating to a special definition of "State") is amended by striking out "Hawaii".

68A Stat. 453;
72 Stat. 1285.

(d) Sections 3306(j) and 4233(b) of the Internal Revenue Code of 1954 (each relating to a special definition of "State") are amended by striking out "Hawaii, and".

68A Stat. 1283.

(e) Section 4221(d) (4) of the Internal Revenue Code of 1954 (relating to a special definition of "State or local government") is amended to read as follows:

"(4) STATE OR LOCAL GOVERNMENT.—The term 'State or local government' means any State, any political subdivision thereof, or the District of Columbia."

68A Stat. 534.

(f) Section 4502(5) of the Internal Revenue Code of 1954 (relating to definition of "United States") is amended by striking out "the Territory of Hawaii".

68A Stat. 568.

(g) Section 4774 of the Internal Revenue Code of 1954 (relating to territorial extent of law) is amended by striking out "the Territory of Hawaii".

73 Stat. 146.

(h) Section 7653(d) of the Internal Revenue Code of 1954 (relating to shipments from the United States) is amended by striking out "its possessions or the Territory of Hawaii" and inserting in lieu thereof "or its possessions".

73 Stat. 146.

(i) Section 7701(a) (9) of the Internal Revenue Code of 1954 (relating to definition of "United States") is amended by striking out "the Territory of Hawaii".

73 Stat. 147.

(j) Section 7701(a) (10) of the Internal Revenue Code of 1954 (relating to definition of "State") is amended by striking out "the Territory of Hawaii and".

Effective date.

(k) The amendments contained in subsections (a) through (j) of this section shall be effective as of August 21, 1959.

JUDICIARY

62 Stat. 277.
48 USC 644a.

SEC. 19. Title 28, United States Code, section 91, and the Act of June 15, 1950 (64 Stat. 217), as amended, are each amended by striking out the words "Kure Island".

VOCATIONAL REHABILITATION

68 Stat. 661.
29 USC 41.

SEC. 20. (a) Subsection (g) of section 11 of the Vocational Rehabilitation Act, relating to definition of "State", is amended by striking out "Hawaii".

(b)(1) Subsections (h) and (i) of such section, relating to definition of allotment percentages and Federal shares for purposes of allotment and matching for vocational rehabilitation services grants, are each amended by striking out "continental United States" and inserting in lieu thereof "United States" and by striking out "(including Alaska)". 29 USC 41.

(2) Paragraph (1) of such subsection (h) is further amended by striking out "the allotment percentage for Hawaii shall be 50 per centum, and" in clause (B).

(3) Subsection (h) of such section is further amended by adding at the end thereof the following new paragraphs:

"(3) Promulgations of allotment percentages and computations of Federal shares made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe for Alaska an allotment percentage of 75 per centum and a Federal share of 60 per centum and, for purposes of such promulgations and computations, Alaska shall not be included as part of the 'United States'. Promulgations and computations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.

"(4) The term 'United States' means (but only for purposes of this subsection and subsection (i)) the fifty States and the District of Columbia."

(4) Subsection (i) of such section is further amended by striking out "the Federal share for Hawaii shall be 60 per centum, and" in clause (B).

LABOR

SEC. 21. (a) Section 3(b) of the Act of June 6, 1933 (48 Stat. 114), as amended, is further amended by striking out the words "Hawaii, Alaska," 29 USC 49b.

(b) Section 13(f) of the Fair Labor Standards Act, as amended, is further amended by striking out the words "Alaska; Hawaii;" 71 Stat. 514.
29 USC 214.

(c) Section 17 of the Fair Labor Standards Act, as amended, is further amended by striking out the words "the District Court for the Territory of Alaska," 63 Stat. 919.
29 USC 217.

(d) Section 3(a) (9) of the Welfare and Pension Plans Disclosure Act is amended by striking out the word "Hawaii," 72 Stat. 998.
29 USC 302.

NATIONAL GUARD

SEC. 22. Title 32, United States Code, section 101(1), is amended by striking out the words "Hawaii or" 70A Stat. 596.

WATER POLLUTION CONTROL ACT

SEC. 23. (a) (1) Subsection (h) of section 5 of the Federal Water Pollution Control Act, relating to Federal share for purposes of program operation grants, is amended by striking out "continental United States" and inserting in lieu thereof "United States", by striking out "(including Alaska)", and by striking out, in clause (B) of paragraph (1), "for Hawaii shall be 50 per centum, and" 70 Stat. 501;
73 Stat. 148.
33 USC 466d.

(2) Such subsection is further amended by adding at the end thereof the following new paragraphs:

"(3) As used in this subsection, the term 'United States' means the fifty States and the District of Columbia.

"(4) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available for the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years."

70 Stat. 506.
33 USC 466j.

(b) Subsection (d) of section 11 of such Act, relating to definition of "State", is amended by striking out "Hawaii,".

COAST AND GEODETIC SURVEY

33 USC 875.

SEC. 24. The first sentence of section 1 of the Act of August 3, 1956 (70 Stat. 988), is amended by striking out the words "the several States" and inserting in lieu thereof the words "the States of the continental United States, excluding Alaska".

VETERANS' ADMINISTRATION

72 Stat. 1144.

SEC. 25. (a) Title 38, United States Code, section 624(a), is amended by striking out the words "outside the continental limits of the United States, or a Territory, Commonwealth, or possession of the United States" and inserting in lieu thereof "outside any State".

72 Stat. 1170.

(b) The first sentence of title 38, United States Code, section 903(b), is amended to read as follows: "In addition to the foregoing, when such a death occurs in the continental United States or Hawaii, the Administrator shall transport the body to the place of burial in the continental United States or Hawaii."

72 Stat. 1220.

(c) Title 38, United States Code, section 2007(c), is amended by striking out the word "Hawaii,".

DAVIS-BACON ACT

54 Stat. 399.
40 USC 276a.

SEC. 26. Section 1 of the Act of March 3, 1931 (46 Stat. 1494), as amended, is further amended by striking out the words "the Territory of Alaska, the Territory of Hawaii," and the words "or the Territory of Alaska, or the Territory of Hawaii".

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

SEC. 27. The Federal Property and Administrative Services Act of 1949, as amended, is further amended by—

63 Stat. 378;
73 Stat. 148.
40 USC 472.

(a) striking out the words "continental United States (including Alaska), Hawaii," in section 3(f) and inserting in lieu thereof the words "States of the Union, the District of Columbia,";

68 Stat. 1128.

(b) striking out the words "continental United States, its Territories, and possessions" in section 211(j) and inserting in lieu thereof the words "States of the Union, the District of Columbia, Puerto Rico, and the possessions of the United States";

63 Stat. 399.

(c) striking out the words "continental limits of the United States" in section 404(c) and inserting in lieu thereof the words "States of the Union and the District of Columbia"; and

69 Stat. 722.

(d) striking out the words "and the Territory of Hawaii" in section 702(a).

BUY AMERICAN ACT

SEC. 28. Section 1(b) of title III of the Act of March 3, 1933 (47 Stat. 1520), as amended, is amended by striking out the word "Hawaii," 41 USC 10c.

PUBLIC HEALTH SERVICE ACT

SEC. 29. (a) Subsection (f) of section 2 of the Public Health Service Act, relating to definition of State, is amended by striking out "Hawaii," 58 Stat. 682.
42 USC 201.

(b) The first sentence of section 331 of such Act, relating to receipt and treatment of lepers, is amended by striking out ", Territory, or the District of Columbia". The fifth sentence of such section is amended by striking out "the Territory of Hawaii" and inserting in lieu thereof "Hawaii". 66 Stat. 157.
42 USC 255.

(c) Subsection (c) of section 361 of such Act, relating to regulations governing apprehension and detention of persons to prevent the spread of a communicable disease, is amended by striking out ", the Territory of Hawaii,". 58 Stat. 703.
42 USC 264.

(d) (1) Clause (2) of subsection (a) of section 631 of such Act, relating to definition of allotment percentage for purposes of allotments for construction of hospitals and other medical service facilities, is amended by striking out "the allotment percentage for Hawaii shall be 50 per centum, and". 60 Stat. 1046.
42 USC 2911.

(2) Such subsection is further amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States".

(3) Subsection (b) of such section, relating to promulgation of allotment percentages, is amended by striking out "continental United States" and inserting in lieu thereof "United States". Such subsection is further amended by inserting "(1)" after "(b)" and by adding at the end thereof the following new paragraphs:

"(2) The term 'United States' means (but only for purposes of this subsection and subsection (a)) the fifty States and the District of Columbia;

"(3) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe an allotment percentage for Alaska of 50 per centum and, for purposes of such promulgation, Alaska shall not be included as part of the 'United States'. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years;"

(4) Subsection (d) of such section, relating to definition of State, is further amended by striking out "Hawaii,".

SOCIAL SECURITY ACT

49 Stat. 620.

SEC. 30. (a) (1) Paragraph (8) of subsection (a) of section 1101 of the Social Security Act, relating to definition of Federal percentage for purposes of matching for public assistance grants, is amended by striking out "continental United States (including Alaska)" and inserting in lieu thereof "United States". 72 Stat. 1050;
73 Stat. 149.
42 USC 1301.

(2) Subparagraph (A) of such paragraph is further amended by striking out "(i)" and by striking out ", and (ii) the Federal percentage shall be 50 per centum for Hawaii".

72 Stat. 1050;
73 Stat. 149.
43 USC 1301.

(3) Such paragraph is further amended by adding after subparagraph (B) the following new subparagraphs:

“(C) The term ‘United States’ means (but only for purposes of subparagraphs (A) and (B) of this paragraph) the fifty States and the District of Columbia.

“(D) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal percentage for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the ‘United States’. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.”

72 Stat. 1054.
42 USC 724.

(b)(1) Subsections (a), (b), and (c) of section 524 of such Act, relating to the definition of allotment percentages and Federal shares for purposes of allotment and matching for child welfare services grants, are each amended by striking out “continental United States (including Alaska)” and inserting in lieu thereof “United States”.

(2) Such section is further amended by adding after subsection (c) the following new subsections:

“(d) For purposes of this section, the term ‘United States’ means the fifty States and the District of Columbia.

“(e) Promulgations made before satisfactory data are available from the Department of Commerce for a full year on the per capita income of Alaska shall prescribe a Federal share for Alaska of 50 per centum and, for purposes of such promulgations, Alaska shall not be included as part of the ‘United States’. Promulgations made thereafter but before per capita income data for Alaska for a full three-year period are available from the Department of Commerce shall be based on satisfactory data available therefrom for Alaska for such one full year or, when such data are available for a two-year period, for such two years.”

67 Stat. 580.
42 USC 402.

(c)(1) The last sentence of subsection (i) of section 202 of the Social Security Act is amended by striking out “forty-nine” and inserting in lieu thereof “fifty”.

64 Stat. 500.
42 USC 410.

(2) Subsections (h) and (i) of section 210 of such Act relating to definitions of State and United States for purposes of old-age, survivors, and disability insurance, are each amended by striking out “Hawaii”. Such subsection (h) is further amended by striking out the comma after “District of Columbia”.

64 Stat. 559.
42 USC 1301.

(d)(1) Paragraph (1) of subsection (a) of section 1101 of such Act, relating to definition of State, is amended by striking out “Hawaii and”.

(2) Paragraph (2) of such subsection, as amended, relating to definition of “United States”, is amended by striking out “, Hawaii”.

72 Stat. 1038.
42 USC 418.

(e) Subparagraph (C) and (G) of paragraph (6) of subsection (d) of section 218 of the Social Security Act, as amended, are each further amended by striking out “the Territory of” and “or Territory” each time they appear therein.

(f) Subsection (p) of such section is amended by striking out “Territory of”.

68 Stat. 1131.
42 USC 1361.

(g) The last sentence of subsection (a) of section 1501 of the Social Security Act is amended by striking out “Alaska, Hawaii”.

SMALL RECLAMATION PROJECTS

SEC. 31. The Small Reclamation Projects Act of 1956 (70 Stat. 1044), as heretofore and hereafter amended, shall apply to the State of Hawaii. 43 USC 422a.

CONGRESSIONAL RECORD

SEC. 32. Section 73 of the Act of January 12, 1895 (28 Stat. 617), as amended, is further amended by striking out the word "Hawaii,". 49 Stat. 1549.
44 USC 183.

FEDERAL REGISTER

SEC. 33. Section 8 of the Federal Register Act (49 Stat. 502), as amended, is further amended by striking out the words "continental United States (including Alaska)" and inserting in lieu thereof the words "States of the Union and the District of Columbia". 73 Stat. 149.
44 USC 308.

HOME PORTS OF VESSELS

SEC. 34. Section 1 of the Act of February 16, 1925 (43 Stat. 947), as amended, is further amended by striking out the words "Alaska, Hawaii, and".

MERCHANT MARINE ACT, 1936

SEC. 35. (a) Subsection (a) of section 505 of the Merchant Marine Act, 1936, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this subsection, the term 'continental limits of the United States' includes the States of Alaska and Hawaii." 49 Stat. 1998.
46 USC 1155.

(b) Section 606 of such Act, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this section, the term 'continental limits of the United States' includes the States of Alaska and Hawaii." 46 USC 1176.

(c) Section 702 of such Act, as amended, is further amended by adding at the end thereof the following new sentence: "For the purposes of this section, the term 'continental United States' includes the States of Alaska and Hawaii." 46 USC 1192.

COMMUNICATIONS ACT

SEC. 36. Section 222(a)(10) of the Communications Act of 1934 is amended by striking out the words "the several States and the District of Columbia" and inserting in lieu thereof the words "the District of Columbia and the States of the Union, except Hawaii". 57 Stat. 5.
47 USC 222.

AIRCRAFT LOAN GUARANTEES

SEC. 37. Section 3 of the Act of September 7, 1957 (71 Stat. 629), as amended, is further amended by striking out the words "Territory of Hawaii" and inserting in lieu thereof the words "State of Hawaii". 49 USC 1324
note.

REAL PROPERTY TRANSACTIONS

SEC. 38. Section 43(c) of the Act of August 10, 1956 (70A Stat. 636), as amended, is further amended by striking out the words "United States, Hawaii," and inserting in lieu thereof the words "States of the Union, the District of Columbia,". 50 USC App.,
2285.

SELECTIVE SERVICE

62 Stat. 624.
50 USC App.
466(b). SEC. 39. Section 16(b) of the Universal Military Training and Service Act, as amended, is further amended by striking out the word "Hawaii,".

REPORTS ON FEDERAL LAND USE

48 USC prec.
491 note. SEC. 40. The President shall prescribe procedures to assure that the reports to be submitted to him by Federal agencies pursuant to section 5(e) of the Act of March 18, 1959 (73 Stat. 6), providing for the admission of the State of Hawaii into the Union, shall be prepared in accordance with uniform policies and coordinated within the executive branch.

HAWAIIAN HOMES COMMISSION LANDS

42 Stat. 109.
48 USC 697
and note. SEC. 41. Section 5(b) of the Act of March 18, 1959 (73 Stat. 5), is amended by inserting, immediately following the words "public property" the words ", and to all lands defined as 'available lands' by section 203 of the Hawaiian Homes Commission Act, 1920, as amended,".

LEASE BY UNITED STATES OF PUBLIC PROPERTY OF HAWAII

36 Stat. 447.
48 USC 511. SEC. 42. Until August 21, 1964, there shall be covered into the treasury of the State of Hawaii the rentals or consideration received by the United States with respect to public property taken for the uses and purposes of the United States under section 91 of the Hawaii Organic Act and thereafter by the United States leased, rented, or granted upon revocable permits to private parties.

TRANSFER OF RECORDS

SEC. 43. (a) There are hereby transferred to the State of Hawaii all records and other papers that were made or received by any Federal or territorial agency, or any predecessor thereof, in connection with the performance of functions assumed in whole or in substantial part by the State of Hawaii. There are hereby also transferred to the State of Hawaii all records and other papers in the custody of the Public Archives of Hawaii that were made or received by any Federal agency.

(b) There are also hereby transferred to the State of Hawaii all books, publications, and legal reference materials which are owned by the United States and which were, prior to the admission of Hawaii to the Union, placed in the custody of courts, libraries, or territorial agencies in Hawaii in order to facilitate the performance of functions conferred on such courts or agencies by Federal law.

USE OF G.S.A. SERVICES OR FACILITIES

SEC. 44. The Administrator of General Services is authorized to make available to the State of Hawaii such services or facilities as are determined by the Administrator to be necessary for an interim period, pending provision of such services or facilities by the State of Hawaii. Such interim period shall not extend beyond August 21, 1964. Payment shall be made to the General Services Administration by the State of Hawaii for the cost of such services or facilities to the Federal Government, as determined by the Administrator.

PURCHASES OF TYPEWRITERS

SEC. 45. Title I of the Independent Offices Appropriation Act, 1960, is amended by striking out the words "for the purchase within the continental limits of the United States of any typewriting machines" and inserting in lieu thereof "for the purchase within the States of the Union and the District of Columbia of any typewriting machines".

73 Stat. 507.
40 USC 313-2
note.

FEDERAL MARITIME BOARD

SEC. 46. Section 18(a) of the Act of March 18, 1959 (73 Stat. 12), providing for the admission of the State of Hawaii into the Union, is amended by striking out the words "or is conferring" and inserting in lieu thereof the words "or as conferring".

46 USC 883
note.

EFFECTIVE DATES

SEC. 47. (a) The amendments made by section 14(a)(2)(A), by section 23(a), by paragraphs (1), (2), and (3) of section 29(d), by subsection (b), and paragraphs (1) and (3) of subsection (a), of section 30, and, except as provided in subsection (g) of this section, section 20(b) shall be applicable in the case of promulgations or computations of Federal shares, allotment percentages, allotment ratios, and Federal percentages, as the case may be, made after August 21, 1959.

(b) The amendments made by paragraph (2) of section 30(a) shall be effective with the beginning of the calendar quarter in which this Act is enacted. The Secretary of Health, Education, and Welfare shall, as soon as possible after enactment of this Act, promulgate a Federal percentage for Hawaii determined in accordance with the provisions of subparagraph (B) of section 1101(a)(8) of the Social Security Act, such promulgation to be effective for the period beginning with the beginning of the calendar quarter in which this Act is enacted and ending with the close of June 30, 1961.

72 Stat. 1050.
42 USC 1301.

(c) The amendment made by paragraphs (1) and (2) of subsection (b) and paragraphs (1), (2), and (3) of subsection (d) of section 14 shall be applicable in the case of fiscal years beginning after June 30, 1960.

(d) The amendments made by paragraphs (1) and (3) of section 14(a) shall be applicable, in the case of allotments under section 302(b) or 502 of the National Defense Education Act of 1958, for fiscal years beginning after June 30, 1960, and, in the case of allotments under section 302(a) of such Act, for fiscal years beginning after allotment ratios, to which the amendment made by paragraph (2) of section 14(a) is applicable, are promulgated under such section 302(a).

72 Stat. 1588,
1592.
20 USC 442, 482.

(e) The amendment made by section 30(c)(1) shall be applicable in the case of deaths occurring on or after August 21, 1959.

(f) The amendments made by subsection (c), paragraphs (3) and (4) of subsection (b), and paragraph (4) of subsection (d) of section 14, by section 20(a), by section 23(b), by subsections (a), (b), and (c), and paragraph (4) of subsection (d), of section 29, and by subsection (d), and paragraph (2) of subsection (c), of section 30 shall become effective on August 21, 1959.

(g) (1) The allotment percentage determined for Alaska under section 11(h) of the Vocational Rehabilitation Act, as amended by this Act, for the first, second, third, and fourth years for which such percentage is based on the per capita income data for Alaska shall be increased by 76 per centum, 64 per centum, 52 per centum, and 28 per centum, respectively, of the difference between such allotment percentage for the year involved and 75 per centum.

Allotment per-
centage.
29 USC 41.

Federal share.
29 USC 41.

(2) The Federal share for Alaska determined under section 11(i) of the Vocational Rehabilitation Act, as amended by this Act, for the first year for which such Federal share is based on per capita income data for Alaska shall be increased by 70 per centum of the difference between such Federal share for such year and 60 per centum.

68 Stat. 653.
29 USC 32.

(3) If such first year for which such Federal share is based on per capita income data for Alaska is any fiscal year ending prior to July 1, 1962, the adjusted Federal share for Alaska for such year for purposes of section 2(b) of the Vocational Rehabilitation Act shall, notwithstanding the provisions of paragraph (3)(A) of such section 2(b), be the Federal share determined pursuant to paragraph (2) of this subsection.

Repeal.
73 Stat. 153.
29 USC 41 note.

(4) Section 47(c) of the Alaska Omnibus Act (Public Law 86-70) is repealed.

ADMINISTRATION OF PALMYRA, MIDWAY, AND WAKE

48 USC 644a.

SEC. 48. Until Congress shall provide for the government of Palmyra Island, Midway Island, and Wake Island, all executive and legislative authority necessary for the civil administration of Palmyra Island, Midway Island and Wake Island, and all judicial authority other than that contained in the Act of June 15, 1950 (64 Stat. 217), as amended, shall continue to be vested in such person or persons and shall be exercised in such manner and through such agency or agencies as the President of the United States may direct or authorize. In the case of Palmyra Island, such person or persons may confer upon the United States District Court for the District of Hawaii such jurisdiction (in addition to that contained in such Act of June 15, 1950), and such judicial functions and duties as he or they may deem appropriate for the civil administration of such island.

OTHER SUBJECTS

SEC. 49. The amendment by this Act of certain statutes by deleting therefrom specific references to Hawaii or such phrases as "Territory of Hawaii" shall not be construed to affect the applicability or inapplicability in or to Hawaii of other statutes not so amended.

SEPARABILITY

SEC. 50. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of this Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

Approved July 12, 1960.



